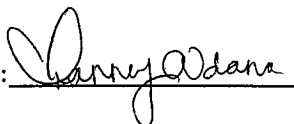


<b>ABSTRACT: 7249</b> <b>pg 2-4</b>	<b>OPENING DATE:</b> February 22, 2016
<b>SOLICITATION NO:</b> 7249	<b>SPRING VALLEY COMM PARK BASKETBALL COURT &amp; PLAYGROUND IMPROVEMENTS</b>

<b>OFFEROR / BIDDER</b>	<b>BASE BID TOTAL</b>	<b>BASE BID TOTAL + AD ALT 1</b>	<b>BASE BID TOTAL + AD ALT 1 &amp; 2</b>	<b>BASE BID TOTAL + AD ALT 1, 2, &amp; 3</b>
JMJ CONSTRUCTION	\$ 388,710.00	\$ 390,210.00	\$ 391,710.00	\$ 406,710.00
RED HAWK SERVICES	285,666.00	1,200.00	1,500.00	3,000.00
ZASUETA CONTRACTING INC	304,097.00	305,747.00	307,772.00	325,713.00
BLUE PACIFIC ENG & CONST	490,200.00	496,200.00	504,200.00	508,700.00
M. A. STEVENS CONSTRUCTION	351,642.84	352,806.18	353,504.18	366,819.92
NEW CENTURY CONSTRUCTION	352,400.00	354,200.00	356,000.00	368,000.00
ALVAND CONSTRUCTION INC	378,000.00	382,000.00	385,000.00	400,000.00
SIERRA PACIFIC WEST	415,436.00	416,636.00	417,836.00	439,676.00

DATE: 2/22/2016

BID OFFICER: 

BID CLERK: 

This abstract ONLY indicates the APPARENT low bidder. Conditions that may displace an apparent low bidder include, but are not limited to: math errors, conditioning of bid, mistake in bid, failing pre-award Survey, and the bid being non responsive.

Bids  
Received

JMT CONSTRUCTION  
30724 BREWSTER WILCHESSEN, CA 92591

SD CNTY PURCH \*16 FEB 22 PM 12:39

#1

BID FOR

" SPRING VALLEY FARM IMPROVEMENTS  
PROJECT "

" RFP 7249 "

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder JMS Construction  
Business Address 35744 Benton Rd WILSON, CA 92596  
Place of Residence Temecula, CA 92591

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, 2, and    , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	5000	5000
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	3500	3500
3	BMP – EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	10,000	10,000
4	BMP – EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	5,000	5,000
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	25,000	25,000
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	8	59,00
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	100	10,000
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	13.65	101,010
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	170,000	170,000
<b>TOTAL BASE BID</b>						

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS	1500	1500
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	

NAME OF BIDDER: jmj construction

ADDITIVE ALTERNATE 2 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	6 LEAVES, 4 FROGS	DIV. 2	1	LS	1500	1500
					ADDITIVE ALTERNATE 2 TOTAL	

ADDITIVE ALTERNATE 3 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	SHADE BENCH (AT BASKETBALL COURT)	DIV. 2	2	EA	7500	7500
					ADDITIVE ALTERNATE 3 TOTAL	

BASE BID TOTAL..... \$ 388,710  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 TOTAL..... \$ 390,210  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 AND 2 TOTAL..... \$ 391,710  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1, 2 AND 3 TOTAL  
 (TOTAL BID) ..... \$ 406,710

NAME OF BIDDER: jmj construction

## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

(Title 23 United States Code Section 112 and

Public Contract Code Section 7106)

State of California                     )  
  ) ss.  
  )  
County of San Diego                    )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) Jordan Robles, being first duly sworn, deposes and says that he or she is (Title) General of (Company) JM Construction Inc the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE                   OF                   BIDDER

DATE

[Signature]  
2-2-16

County of San Diego  
Department of Purchasing and Contracting  
REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. BUSINESS TYPE

☒ For-profit ☐ Non-profit ☐ Government  
Attach proof of status for Non-profit.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-78, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.

3. BUSINESS REPRESENTATION

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

3.1. Are you a small business with:

100 or fewer employees and average annual gross receipts of \$14 million or less or a manufacturer with 100 or fewer employees? ☒ Yes ☐ No

3.2. Are you a local business with a physical address within the County of San Diego? ☐ Yes ☒ No

3.3. Are you certified by the State of California as a:

☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_

☐ Small Business Enterprise (SBE)  
Certification #: \_\_\_\_\_

See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.  
<http://www.dgs.ca.gov/od/Programs/QSDS.aspx>

3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and

4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.

4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror, with any competitor, or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Jordan M. G. [Signature] Signature: \_\_\_\_\_

Title: President Date: Jan 11

Company/Organization: J.M.G. [Signature] [Signature]

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07-08-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected **by the prime contractor within 24 hours after bid opening** by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted **by all bidders within two business days of bid opening** by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
8	Rubber Paved w/ Pine	Playhouse 461 Chestnut St Chestnut Hill, PA 19312	855 664		100015526

TOTAL % SUBCONTRACTED \_\_\_\_\_

Name of Bidder \_\_\_\_\_

**Photocopy this form for additional subcontractors.**

**DESIGNATION OF SUBCONTRACTORS  
DEPARTMENT OF INDUSTRIAL RELATIONS INFORMATION**

BUSINESS NAME (PRIME)		DIR REGISTRATION NO.		EMAIL ADDRESS (Point of Contact for this Project)	
Play Done		1000015526		kjcgw@ok.com	
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input type="checkbox"/> CARPENTERS		
<input type="checkbox"/> CARPET/INOLEUM	<input type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS		
<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC	<input type="checkbox"/> GLAZIERS	<input type="checkbox"/> IRON WORKERS		
<input checked="" type="checkbox"/> LABORERS	<input type="checkbox"/> MILLWRIGHTS	<input type="checkbox"/> OPERATING ENG	<input type="checkbox"/> PAINTERS		
<input type="checkbox"/> PILE DRIVERS	<input type="checkbox"/> PIPE TRADES	<input type="checkbox"/> PLASTERS	<input type="checkbox"/> ROOFERS		
<input type="checkbox"/> SHEET METAL	<input type="checkbox"/> SOUND/COMM	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER		
<input type="checkbox"/> TILE WORKERS					
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input type="checkbox"/> CARPENTERS		
<input type="checkbox"/> CARPET/INOLEUM	<input type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS		
<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC	<input type="checkbox"/> GLAZIERS	<input type="checkbox"/> IRON WORKERS		
<input type="checkbox"/> LABORERS	<input type="checkbox"/> MILLWRIGHTS	<input type="checkbox"/> OPERATING ENG	<input type="checkbox"/> PAINTERS		
<input type="checkbox"/> PILE DRIVERS	<input type="checkbox"/> PIPE TRADES	<input type="checkbox"/> PLASTERS	<input type="checkbox"/> ROOFERS		
<input type="checkbox"/> SHEET METAL	<input type="checkbox"/> SOUND/COMM	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER		
<input type="checkbox"/> TILE WORKERS					
BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS (Point of Contact for this Project)	
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input type="checkbox"/> CARPENTERS		
<input type="checkbox"/> CARPET/INOLEUM	<input type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS		
<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC	<input type="checkbox"/> GLAZIERS	<input type="checkbox"/> IRON WORKERS		
<input type="checkbox"/> LABORERS	<input type="checkbox"/> MILLWRIGHTS	<input type="checkbox"/> OPERATING ENG	<input type="checkbox"/> PAINTERS		
<input type="checkbox"/> PILE DRIVERS	<input type="checkbox"/> PIPE TRADES	<input type="checkbox"/> PLASTERS	<input type="checkbox"/> ROOFERS		
<input type="checkbox"/> SHEET METAL	<input type="checkbox"/> SOUND/COMM	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER		
<input type="checkbox"/> TILE WORKERS					
BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS	

Photocopy this form for additional subcontractors.

FOR: Spring Valley Community Park Improvements, Oracle Project No. 1019462

Accompanying this proposal is BIDDERS BOND  
in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$ 3000 ), "cashier's check," "certified check," or "bidder's bond," as the case may be).

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

JMT CONSTRUCTION  
SCOTT MOLSA PRESIDENT SECRETARY TREASURER

Licensed in accordance with an act providing for the registration of Contractors,

License No. 938561 Classification (s) B Exp. Date 9/3/16

Warning - If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

JMT Construction  
Legal Name of Bidder

SIGN  
HERE

by

Signature

(SEAL)

Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 36724 BELT RD WILKINSON, CA 92591

Telephone (925) 318-4733 Fax ( )

E-Mail address jmtconstruction@me.com

Dated 9/12, 20 16, at Tencos California

BOND NO. \_\_\_\_\_

**BIDDER'S BOND**  
**KNOW ALL MEN BY THESE PRESENTS:**

That we J M J CONSTRUCTION as  
Principal, and NORTH AMERICAN SPECIALTY INSURANCE COMPANY  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the  
County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said  
Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be  
made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of TEN PERCENT OF GREATER AMOUNT BID

**THE CONDITION OF THIS OBLIGATION IS SUCH,**

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically  
described as follows, for which bids are to be opened on FEBRUARY 22, 2016 for

DATE

Spring Valley Community Park Improvements, Oracle Project No. 1019462

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the  
same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be  
specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the  
prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the  
other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and  
remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the  
Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 17TH day of FEBRUARY, A.D. 2016  
NORTH AMERICAN

SPECIALTY INSURANCE COMPANY (SEAL) J M J CONSTRUCTION (SEAL)

(SEAL) Mark D. Iatarola (SEAL)

MARK D. IATAROLA, ATTORNEY-IN-FACT (SEAL) JORDAN MOISA, PRESIDENT (SEAL)

Surety

Principal

**ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY**

STATE OF \_\_\_\_\_ )

) ss

COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year 20\_\_\_\_ before me  
\_\_\_\_\_, a notary public in and for said County and State personally appeared  
\_\_\_\_\_, known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the \_\_\_\_\_ the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.  
NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of

(b) The Attorney-in-fact must attach

a certified copy of Power of Attorney. \_\_\_\_\_ State of California

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT****CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )

County of SAN DIEGO )On 2/18/2016 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,

Date

Here Insert Name and Title of the Officer

personally appeared JORDAN MOISA

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Michelle M. Basuil  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**Signer's Name: JORDAN MOISA☒ Corporate Officer — Title(s): PRESIDENT☐ Partner — ☐ Limited ☐ General☐ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian or Conservator☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_☐ Partner — ☐ Limited ☐ General☐ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian or Conservator☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

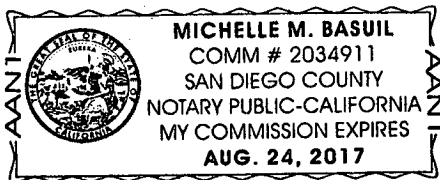
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
 County of SAN DIEGO )  
 On 2/17/2016 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,  
*Date Here Insert Name and Title of the Officer*  
 personally appeared MARK D. IATAROLA  
*Name(s) of Signer(s)*

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Michelle M. Basuil  
*Signature of Notary Public*

*Place Notary Seal Above*

**OPTIONAL**

*Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: MARK D. IATAROLA

☐ Corporate Officer — Title(s): \_\_\_\_\_

☐ Partner — ☐ Limited ☐ General

☐ Individual ☒ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

**NAS SURETY GROUP**

NORTH AMERICAN SPECIALTY INSURANCE COMPANY  
WASHINGTON INTERNATIONAL INSURANCE COMPANY

**GENERAL POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois, each does hereby make, constitute and appoint:

JOHN G. MALONEY, HELEN MALONEY, MICHELLE M. BASUIL,

and MARK D. IATAROLA

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9<sup>th</sup> of May, 2012:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By

Steven P. Anderson, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company



By

Michael A. Ito, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 17th day of September, 2015.

**North American Specialty Insurance Company  
Washington International Insurance Company**

State of Illinois  
County of Cook

ss:

On this 17th day of September, 2015, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and Michael A. Ito, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



M. Kenny  
M. Kenny, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 17th day of FEBRUARY, 2016.

Jeffrey Goldberg  
Jeffrey Goldberg, Vice President & Assistant Secretary of  
Washington International Insurance Company & North American Specialty Insurance Company

Next  
Bid

Red Hawk Services  
262 E 1st Street  
Perris, CA 92570

County of San Diego  
Department of Purchasing and Contracting

SPRING VALLEY PARK IMPROVEMENTS PROJECT  
ORACLE PROJECT NO. 1019462  
RFB NO. 7249

Bid Date: 2/22/16  
Bid Time: 2:00

SD CNTY PURCH \*16 FEB 22 PM 01:03

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**PART II**

**DOCUMENTS TO BE EXECUTED BY BIDDER**

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder Red Hawk Services

Business Address 262 E 1st Street, Perris, CA 92570

Place of Residence 39822 Wellsley Court, Temecula, CA 92591

**LOCATION**

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1,    , and    , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	10,000	10,000
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	5,500	5,500
3	BMP – EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	4,500	4,500
4	BMP – EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	750	3,000
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	18,000	18,000
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	1.62	11,988
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	12.00	1,200
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	14.00	103,600
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	127,878	127,878
<b>TOTAL BASE BID</b>						<b>285,666</b>

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS		1,200
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	<b>1,200</b>

NAME OF BIDDER: Red Hawk Services

ADDITIVE ALTERNATE 2 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	6 LEAVES, 4 FROGS	DIV. 2	1	LS	1,500	1,500
					<b>ADDITIVE ALTERNATE 2 TOTAL</b>	1,500

ADDITIVE ALTERNATE 3 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	SHADE BENCH (AT BASKETBALL COURT)	DIV. 2	2	EA	1,500	3,000
					<b>ADDITIVE ALTERNATE 3 TOTAL</b>	3,000

BASE BID TOTAL..... \$ 285,666  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 TOTAL..... \$ 1,200  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 AND 2 TOTAL..... \$ 1,500  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1, 2 AND 3 TOTAL  
 (TOTAL BID) ..... \$ 3,000

NAME OF BIDDER: Red Hawk Services

## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

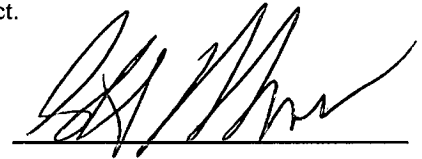
**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**  
(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

State of California                    )  
  ) ss.  
  )  
County of San Diego                 )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) Scott Moore, being first duly sworn, deposes and says that he or she is (Title) Partner of (Company) Red Hawk Services the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE                   OF                   BIDDER



DATE

2/19/16

County of San Diego  
Department of Purchasing and Contracting  
**REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

**1. BUSINESS TYPE**

☒ For-profit ☐ Non-profit ☐ Government  
Attach proof of status for Non-profit.

**2. INTERLOCKING DIRECTORATE**

In accordance with Board of Supervisors Policy A-70, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.

**3. BUSINESS REPRESENTATION**

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

3.1. Are you a small business with:

100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☒ Yes ☐ No

3.2. Are you a local business with a physical address within the County of San Diego? ☐ Yes ☒ No

3.3. Are you certified by the State of California as a:  
☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_

☒ Small Business Enterprise (SBE)  
Certification #: 1743230

See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.

<http://www.dgs.ca.gov/od/Programs/OSDS.aspx>

3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %

**4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and

4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.

4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

**5. CERTIFICATE OF CURRENT COST OR PRICING**

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

**6. CERTIFICATE OF INDEPENDENT PRICING**

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

**CERTIFICATION**

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Scott Moore

Signature: 

Title: Partner

Date: 2/19/16

Company/Organization: Red Hawk Services

**SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER**

Revised 07-00-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected **by the prime contractor within 24 hours after bid opening** by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted **by all bidders within two business days of bid opening** by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
8, Alt1 & Alt2	Installation PIP	Great Western Park & Playground PO Box 97 Wellsville, UT 84339	862186	45%	1000002714

TOTAL % SUBCONTRACTED 45%

Name of Bidder Red Hawk Services

**Photocopy this form for additional subcontractors.**

**DESIGNATION OF SUBCONTRACTORS  
DEPARTMENT OF INDUSTRIAL RELATIONS INFORMATION**

BUSINESS NAME (PRIME)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for this Project)</small>	
Great Western Park & Playground		1000002714		Kj@gwpark.com	
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/LINOLEUM	<input type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input checked="" type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS			<input type="checkbox"/>	CARPENTERS
				<input type="checkbox"/>	DRYWALL/LATHERS
				<input type="checkbox"/>	IRON WORKERS
				<input type="checkbox"/>	PAINTERS
				<input type="checkbox"/>	ROOFERS
				<input type="checkbox"/>	TEAMSTER
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for this Project)</small>	
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/LINOLEUM	<input type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS			<input type="checkbox"/>	CARPENTERS
				<input type="checkbox"/>	DRYWALL/LATHERS
				<input type="checkbox"/>	IRON WORKERS
				<input type="checkbox"/>	PAINTERS
				<input type="checkbox"/>	ROOFERS
				<input type="checkbox"/>	TEAMSTER

Photocopy this form for additional subcontractors.

FOR: Spring Valley Community Park Improvements, Oracle Project No. 1019462

Accompanying this proposal is Bidder's Bond  
in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$  
10%)," "cashier's check," "certified check," or "bidder's bond," as the case may be).

The names of all persons interested in the foregoing proposal as principals are as follows:

**IMPORTANT NOTICE** *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Licensed in accordance with an act providing for the registration of Contractors,

License No. 971584 Classification (s) A,B, C8, C13, D12, D28, D34 Exp. Date 3/31/16

Warning – If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.  
By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

( Red Hawk Services )  
Legal Name of Bidder

SIGN  
HERE

(  
(  
(  
(  
(  
(  
(

by  (SEAL)  
Signature

Partner

Title

**NOTE:** If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 262 E 1st Street, Perris, CA 92570

Telephone ( 951 ) 657-6400 Fax (951) 657-6442

E-Mail address luigi@redhawkservices.us

Dated February 19, 20 16, at Perris California

BOND NO. N/A

**BIDDER'S BOND**  
KNOW ALL MEN BY THESE PRESENTS:

That we Red Hawk Fence & Environmental Services as  
Principal, and Developers Surety and Indemnity Company  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the  
County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said  
Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be  
made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of.....  
Ten percent of amount bid

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically  
described as follows, for which bids are to be opened on February 22, for

2016 DATE

Spring Valley Community Park Improvements, Oracle Project No. 1019462

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the  
same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be  
specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the  
prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the  
other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and  
remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the  
Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 18th day of February A.D. 2016

Developers Surety and Indemnity Company (SEAL) Red Hawk Fence & Environmental Services (SEAL)  
Laurie B. Druck (SEAL) Scott Moore (SEAL)  
Surety Laurie B. Druck, Attorney-in-Fact Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF ..... )

ss

COUNTY OF ..... )

On this ..... day of ..... in the year 20..... before me  
..... a notary public in and for said County and State personally appeared  
..... known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the ..... the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of

(b) The Attorney-in-fact must attach  
a certified copy of Power of Attorney. .... State of California

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of San Bernardino

} ss.

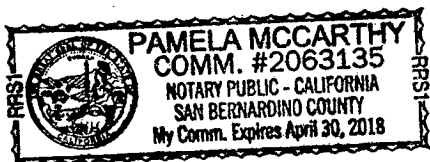
On February 18, 2016 before me, Pamela McCarthy, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Laurie B. Druck

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

*Pamela McCarthy*  
Signature of Notary Public

## OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

### Description of Attached Document

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_

☐ Individual

☐ Corporate Officer

Title \_\_\_\_\_

☐ Partner -- ☐ Limited ☐ General

☐ Attorney-in-Fact

☐ Trustee

☐ Guardian or Conservator

Other: \_\_\_\_\_

RT THUMBPRINT  
OF SIGNER

Top of thumb here

Signer is Representing: \_\_\_\_\_

**POWER OF ATTORNEY FOR  
DEVELOPERS SURETY AND INDEMNITY COMPANY  
INDEMNITY COMPANY OF CALIFORNIA**  
PO Box 19725, IRVINE, CA 92623 (949) 263-3300

KNOW ALL BY THESE PRESENTS that except as expressly limited, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, do each hereby make, constitute and appoint:

\*\*\*Cynthia J. Young, Jay P. Freeman, Laurie B. Druck, Pamela McCarthy, jointly or severally\*\*\*

as their true and lawful Attorney(s)-in-Fact, to make, execute, deliver and acknowledge, for and on behalf of said corporations, as sureties, bonds, undertakings and contracts of suretyship giving and granting unto said Attorney(s)-in-Fact full power and authority to do and to perform every act necessary, requisite or proper to be done in connection therewith as each of said corporations could do, but reserving to each of said corporations full power of substitution and revocation, and all of the acts of said Attorney(s)-in-Fact, pursuant to these presents, are hereby ratified and confirmed.

This Power of Attorney is granted and is signed by facsimile under and by authority of the following resolutions adopted by the respective Boards of Directors of DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, effective as of January 1st, 2008.

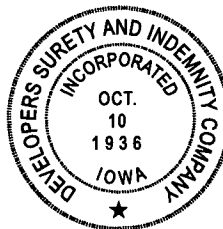
RESOLVED, that a combination of any two of the Chairman of the Board, the President, Executive Vice-President, Senior Vice-President or any Vice President of the corporations be, and that each of them hereby is, authorized to execute this Power of Attorney, qualifying the attorney(s) named in the Power of Attorney to execute, on behalf of the corporations, bonds, undertakings and contracts of suretyship; and that the Secretary or any Assistant Secretary of either of the corporations be, and each of them hereby is, authorized to attest the execution of any such Power of Attorney;

RESOLVED, FURTHER, that the signatures of such officers may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures shall be valid and binding upon the corporations when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached.

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA have severally caused these presents to be signed by their respective officers and attested by their respective Secretary or Assistant Secretary this January 29, 2015.

By: *Daniel Young*  
Daniel Young, Senior Vice-President

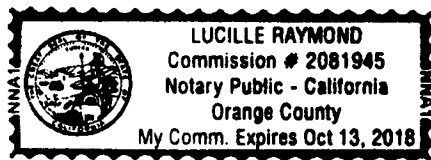
By: *Mark Lansdon*  
Mark Lansdon, Vice-President



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Orange

On January 29, 2015 before me, Lucille Raymond, Notary Public  
Date Here Insert Name and Title of the Officer  
personally appeared Daniel Young and Mark Lansdon  
Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Lucille Raymond*  
Lucille Raymond, Notary Public

**CERTIFICATE**

The undersigned, as Secretary or Assistant Secretary of DEVELOPERS SURETY AND INDEMNITY COMPANY or INDEMNITY COMPANY OF CALIFORNIA, does hereby certify that the foregoing Power of Attorney remains in full force and has not been revoked and, furthermore, that the provisions of the resolutions of the respective Boards of Directors of said corporations set forth in the Power of Attorney are in force as of the date of this Certificate.

This Certificate is executed in the City of Irvine, California, this 18th day of February, 2016

By: *Cassie J. Bernisford*  
Cassie J. Bernisford, Assistant Secretary

Next  
Bid

ZASUETA CONTRACTING, INC.  
P.O. Box 866  
Spring Valley, CA 91976-0866

County of San Diego  
5560 Overland Ave suite 270  
San Diego, CA 92123-1294

Spring Valley Park improvements  
Project # 1019462  
RFB # 7249  
Bid date: 2/22  
Bid time: 2:00pm

SD CNTY PURCH \*16 FEB 22 PM01408

#3

car

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder Zasveta Contracting, Inc.  
Business Address PO Box 866 Spring Valley CA 91976  
Place of Residence 3956 Helix Ln. Spring Valley CA 91977

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1,   , and   , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

State of California                    )  
  ) ss.  
  )  
County of San Diego                 )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, Andrew Zasveta, being first duly sworn, deposes and says that he or she is President of Zasveta Contracting, Inc. the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE

OF

BIDDER

Andrew Zasveta

DATE

2/18/16

County of San Diego  
Department of Purchasing and Contracting  
**REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**  
☒ For-profit ☐ Non-profit ☐ Government  
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**  
In accordance with Board of Supervisors Policy A-78, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**  
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
  - 3.1. Are you a small business with:  
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
  - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
  - 3.3. Are you certified by the State of California as a:  
☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_  
☐ Small Business Enterprise (SBE)  
Certification #: \_\_\_\_\_  
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.  
<http://www.dgs.ca.gov/hd/Programs/OSDS.aspx>.
  - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**  
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
  - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
  - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
  - 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
  - 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
  - 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
  - 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
  - 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**  
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**  
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
  - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror, with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
  - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
  - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

**CERTIFICATION**

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Andrew Zasveta Signature: [Signature]  
Title: President Date: 2/18/16  
Company/Organization: Zasveta Contracting, Inc.

**SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER**

Revised 07-00-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected **by the prime contractor within 24 hours after bid opening** by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted **by all bidders within two business days of bid opening** by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	2500 <sup>00</sup>	2500 <sup>00</sup>
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	2593 <sup>00</sup>	2593 <sup>00</sup>
3	BMP - EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	2914 <sup>00</sup>	2914 <sup>00</sup>
4	BMP - EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	642 <sup>00</sup>	2568 <sup>00</sup>
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	28225 <sup>00</sup>	28225 <sup>00</sup>
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	4.54	33596 <sup>00</sup>
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	64 <sup>00</sup>	6460 <sup>00</sup>
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	1458	107892 <sup>00</sup>
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	117349 <sup>00</sup>	117349 <sup>00</sup>
					<b>TOTAL BASE BID</b>	<b>304,097<sup>00</sup></b>

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS	1650	1650
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	<b>1650</b>

NAME OF BIDDER: Zasveta Contracting, Inc.

ADDITIVE ALTERNATE 2 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	6 LEAVES, 4 FROGS	DIV. 2	1	LS	2025 <sup>00</sup>	2025 <sup>00</sup>
					ADDITIVE ALTERNATE 2 TOTAL	2025 <sup>00</sup>

ADDITIVE ALTERNATE 3 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	SHADE BENCH (AT BASKETBALL COURT)	DIV. 2	2	EA	8970.50	17941 <sup>00</sup>
					ADDITIVE ALTERNATE 3 TOTAL	17941 <sup>00</sup>

BASE BID TOTAL ..... \$ 304,097<sup>00</sup>  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 TOTAL ..... \$ 305,747<sup>00</sup>  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 AND 2 TOTAL ..... \$ 307,772<sup>00</sup>  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1, 2 AND 3 TOTAL  
 (TOTAL BID) ..... \$ 325,713<sup>00</sup>

NAME OF BIDDER: Zosveta Contracting, Inc.

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
8 item 2.3	rubber Surfacing	ROBERTSON 2414 W. 12 <sup>TH</sup> ST #5 TEMPE, AZ 85281	667261	35%	1000002700

TOTAL % SUBCONTRACTED \_\_\_\_\_

Name of Bidder Zosveta Contracting, Inc. Photocopy this form for additional subcontractors.

BUSINESS NAME (PRIME)		DIR REGISTRATION NO.		EMAIL ADDRESS (Point of Contact for <u>this</u> Project)	
ZASU ETA CONTRACTING INC		1000003068		azplaygrounds@cox.net	
CLASSIFICATIONS TO BE USED FOR <u>THIS</u> PROJECT:					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/LINOLEUM	<input checked="" type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input checked="" type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS	<input type="checkbox"/>		<input type="checkbox"/>	CARPENTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	DRYWALL/LATHERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	IRON WORKERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	PAINTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	ROOFERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	TEAMSTER

BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS (Point of Contact for <u>this</u> Project)	
ROBERTSON INDUSTRIES INC		1000002700		dpurcell@tattlerf.com	
CLASSIFICATIONS TO BE USED FOR <u>THIS</u> PROJECT:					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/LINOLEUM	<input type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input checked="" type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS	<input type="checkbox"/>		<input type="checkbox"/>	CARPENTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	DRYWALL/LATHERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	IRON WORKERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	PAINTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	ROOFERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	TEAMSTER

January 15, 2016

Accompanying this proposal is Bid Bond  
in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$  
bidders bond)," "cashier's check," "certified check," or "bidder's bond," as the case may be).

**IMPORTANT NOTICE** *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

Andrew Zasout - President  
Kori Zasout - Secretary, Treasurer

License No. 746555 Classification (s) AC61/D34B Exp. Date 3-31-16  
Warning – If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

**I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct. By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.**

02 Andrew Zasucka Contracting, Inc.  
Legal Name of Bidder

(  
( by \_\_\_\_\_ (SEAL)  
( Signature  
( President  
( Title

**NOTE:** If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address PO Box 666 Spring Valley, CA 91976

Telephone (619) 589 0609 Fax (619) 697 6031

E-Mail address azplaygrounds@cox.net

Dated 2/18, 20 16, at Spring Valley California

**BIDDER/OFFEROR DVBE INFORMATION  
(DUE WITHIN TWO (2) DAYS OF BID OPENING)**

DATE: \_\_\_\_\_ Bid/Offer No.: \_\_\_\_\_

PROJECT TITLE: \_\_\_\_\_ Project/Activity No.: \_\_\_\_\_

BIDDER/OFFEROR: \_\_\_\_\_

BIDDER/OFFEROR REPRESENTATIVE: \_\_\_\_\_

ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL	NAME OF CERTIFIED DVBE (PRIME, SUBCONTRACTOR, VENDOR) TO BE USED INCLUDING ADDRESS, TELEPHONE AND CERTIFICATION NUMBER.	DOLLAR AMOUNT TO BE PAID THIS DVBE
		N/A	
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME/SUBCONTRACTOR/VENDOR)			\$

**COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION.**

CALCULATION		
Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid/Offer}} \times 100 = \text{Percent of Utilization}$ $\text{_____} \times 100 = \text{_____} \%$	<p align="center">3%</p> <p>*See DVBE Participation information sections for further information.</p>

**PART IIA**

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL  
BIDDERS WHO FAIL TO MEET A DVBE GOAL FOR PUBLIC WORK PROJECTS  
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT  
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB  
WITHIN TWO (2) BUSINESS DAYS OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page **2-28**) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met. These documents cannot be submitted in lieu of pages **2-30 to 2-32**, but may supplement page **2-28**).

**COUNTY OF SAN DIEGO**

**Disabled Veteran Business Enterprise (DVBE)**  
**"Good Faith Effort" Package**

**Documentation of Good Faith Effort**

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of "Good Faith Effort" and must be submitted within two (2) business days of Bid opening or the bid may be deemed non-responsive.

Project Title: N/A

Oracle Project No. : \_\_\_\_\_

Bid/Offer No.: \_\_\_\_\_

Bid/Offer Date: \_\_\_\_\_

Name of Contractor/Firm Submitting Bid/Offer:

\_\_\_\_\_

Please check off the following to insure you have included them in your documentation:

\_\_\_\_ Documentation of "Good Faith Effort" (3 pages, including this page)

\_\_\_\_ Attachment of any additional supporting documentation

**DOCUMENTATION OF GOOD FAITH EFFORT**

List potential DVBEs that the bidder/offeror solicited for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1.	N/A	
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

**Solicitations**

DVBE Solicitation Sample:

Bidder/Offeror must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

**DOCUMENTATION OF GOOD FAITH EFFORT**

Identification of (1) all DVBEs who submitted bids or offers. (2) Item of work, supplies or services offered which are not accepted, (3) dollar amounts of the DVBEs bids/offers not accepted, (4) subcontractors and/or vendors who will be used instead of the DVBEs, (5) dollar amounts of these subcontractors and/or suppliers' bids/offers, and (6) the reason for the bidder/offeror not accepting the DVBE's bid/offer. Use additional sheets if necessary.

DVBE Name, Address and Phone No. (1)	Item of Work, Supplies or Services (2)	DVBE Bid/Offer Amount (3)	Name of Subcontractor/ Vendor to be used (4)	Bid/Offer Amount Accepted (5)	Reason DVBE Bid/Offer Not Accepted (6)
			N/A		

END OF PART 2

BOND NO. N/A

**BIDDER'S BOND**  
**KNOW ALL MEN BY THESE PRESENTS:**

That we..... Zasueta Contracting, Inc. 83  
Principal, and Merchants Bonding Company (Mutual)  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of..... Ten Percent (10%) of the total amount of the bid-----

**THE CONDITION OF THIS OBLIGATION IS SUCH,**

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on February 22, 2016 for

DATE

**Spring Valley Community Park Improvements, Oracle Project No. 1019462**

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 17th day of February A.D. 2016.

Merchants Bonding Company (Mutual) (SEAL) Zasueta Contracting, Inc. (SEAL)  
By Gladys Rogers, Attorney-in-fact (SEAL) By Andrew Zasueta, Principal (SEAL)  
Surety Principal

**ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY**

STATE OF )  
COUNTY OF )

ss See California All Purpose Acknowledgment  
Required wording attached

On this ..... day of ..... in the year 20..... before me  
..... a notary public in and for said County and State personally appeared  
..... known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the..... the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of

(b) The Attorney-in-fact must attach  
a certified copy of Power of Attorney.

State of California

# ALL - PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }

County of San Diego }

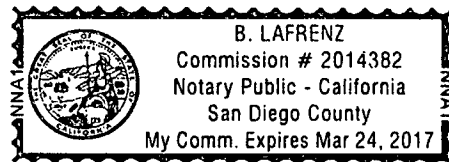
On 17 February 2016 before me, B. Lafrenz, Notary Public  
(Here insert name and title of the officer)

personally appeared Gladys Rogers  
 who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose  
 name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that  
~~he~~/she/~~they~~/executed the same in ~~his~~/her/~~their~~ authorized capacity(~~ies~~), and that by  
~~his~~/her/~~their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of  
 which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that  
 the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

B. Lafrenz  
 Notary Public Signature



(Notary Public Seal)

## ADDITIONAL OPTIONAL INFORMATION

### DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages \_\_\_\_\_ Document Date \_\_\_\_\_

### CAPACITY CLAIMED BY THE SIGNER

- ☐ Individual (s)  
☐ Corporate Officer

(Title)

- ☐ Partner(s)  
☒ Attorney-in-Fact  
☐ Trustee(s)  
☐ Other \_\_\_\_\_

## INSTRUCTIONS FOR COMPLETING THIS FORM

*This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.*

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he~~/she/~~they~~, is /~~are~~) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
  - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
  - ❖ Indicate title or type of attached document, number of pages and date.
  - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

**MERCHANTS**  
**BONDING COMPANY™**  
**POWER OF ATTORNEY**

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations duly organized under the laws of the State of Iowa (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint, individually,

**Audrey Rodriguez; Brooke Lafrenz; Gladys Rogers; Larry D Cogdill; Michael W Thomas**

of **Del Mar** and State of **CA** their true and lawful Attorney-in-Fact, with full power and authority hereby conferred in their name, place and stead, to sign, execute, acknowledge and deliver in their behalf as surety any and all bonds, undertakings, recognizances or other written obligations in the nature thereof, subject to the limitation that any such instrument shall not exceed the amount of:

**TEN MILLION (\$10,000,000.00) DOLLARS**

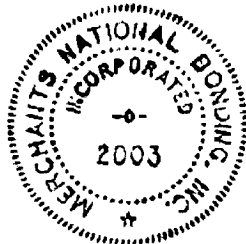
and to bind the Companies thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of the Companies, and all the acts of said Attorney-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This Power-of-Attorney is made and executed pursuant to and by authority of the following By-Laws adopted by the Board of Directors of the Merchants Bonding Company (Mutual) on April 23, 2011 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 24, 2011.

"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 27th day of February, 2012.



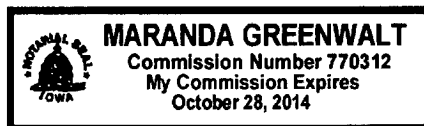
MERCHANTS BONDING COMPANY (MUTUAL)  
MERCHANTS NATIONAL BONDING, INC.

By *Larry Taylor*  
President

STATE OF IOWA  
COUNTY OF POLK ss.

On this 27th day of February, 2012, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument is the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.

In Testimony Whereof, I have hereunto set my hand and affixed my Official Seal at the City of Des Moines, Iowa, the day and year first above written.



*Maranda Greenwalt*

Notary Public, Polk County, Iowa

STATE OF IOWA  
COUNTY OF POLK ss.

I, William Warner, Jr., Secretary of the MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 17th day of February, 2016.



*William Warner Jr.*  
Secretary

Next  
Bid

**BIDDER**

Blue Pacific Engineering & Construction  
7330 Opportunity Road, Suite J  
San Diego, CA 92111  
CSLB License # 824455  
Classifications A, C-27, B, C-8

#4

28

SD CNTY PURCH \*16 FEB 22 PM 01:44

TO: COUNTY OF SAN DIEGO  
DEPARTMENT OF PURCHASING AND CONTRACTING  
5560 OVERLAND AVE, STE 270  
SAN DIEGO, CALIFORNIA 92123

**SEALED BID ENCLOSED FOR**

**RFB 7249**

**SPRING VALLEY PARK IMPROVEMENTS PROJECT**

***Bid Opening 2/22/16 at 2:00pm***

**PART II**

**DOCUMENTS TO BE EXECUTED BY BIDDER**

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder M.A. STEVENS CONSTRUCTION, INC.

Business Address 125 E 17TH STREET, NATIONAL CITY CA 91950

Place of Residence 3320 PEG LEG MINE ROAD, JAMUL, CA 91935

**LOCATION**

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, 2, and    , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	23600.05	23600.05
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	2930.00	2930.00
3	BMP - EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	1130.00	1130.00
4	BMP - EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	565.00	2260.00
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	41350.09	41350.09
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	3.00	22,792.00
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	14.13	1413.00
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	10.00	133,792.00
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	122367.70	122367.70
					<b>TOTAL BASE BID</b>	<b>351,642.84</b>

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS	1103.34	1103.34
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	<b>1103.34</b>

NAME OF BIDDER: M.A. STEVENS CONSTRUCTION, INC.



## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

State of California                    )  
  ) ss.  
  )  
County of San Diego                 )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) MARK A. STEVENS, being first duly sworn, deposes and says that he or she is (Title) PRESIDENT of (Company) M.A. STEVENS CONSTRUCTION, INC. the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE                   OF                   BIDDER



DATE

2/22/16

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

## CALIFORNIA JURAT

State of California )

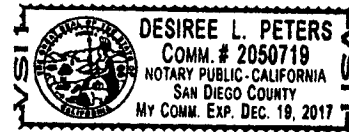
County of San Diego )

Subscribed and sworn to (or affirmed) before me on this 22 day

of February, 20 16, by \_\_\_\_\_

Mark A. Stevens

proved to me on the basis of satisfactory evidence to be the person(s)  
who appeared before me.



Signature Desiree L. Peters

(Seal)

### OPTIONAL INFORMATION

*Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this jurat to an unauthorized document and may prove useful to persons relying on the attached document.*

#### Description of Attached Document

This certificate is attached to a document titled/for the purpose of

**Proposal Documents RFB No. 7249  
Spring Valley Community Park Improvements  
Oracle Project No. 1019462**

containing 13 pages, and dated February 22, 2016

#### Additional Information

##### Method of Affiant Identification

Proved to me on the basis of satisfactory evidence:

☒ form(s) of identification ☐ credible witness(es)

Notarial event is detailed in notary journal on:

Page # 9-10 Entry 4

Notary contact: Desiree L. Peters 619-477-6516

Other

☐ Affiant(s) Thumbprint(s) ☒ Describe: \_\_\_\_\_

Mark A. Stevens, President

M.A. Stevens Construction, Inc.

County of San Diego  
Department of Purchasing and Contracting  
**REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

**1. BUSINESS TYPE**

☒ For-profit ☐ Non-profit ☐ Government  
Attach proof of status for Non-profit.

**2. INTERLOCKING DIRECTORATE**

In accordance with Board of Supervisors Policy A-70, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

**3. BUSINESS REPRESENTATION**

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

- 3.1. Are you a small business with:  
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
- 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
- 3.3. Are you certified by the State of California as a:  
☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_  
☒ Small Business Enterprise (SBE)  
Certification #: 12007  
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.  
<http://www.dgs.ca.gov/04/Programs/OSDS.aspx>
- 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %

**4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.

4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

**5. CERTIFICATE OF CURRENT COST OR PRICING**

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

**6. CERTIFICATE OF INDEPENDENT PRICING**

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

- 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
- 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
- 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

**CERTIFICATION**

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: MARK A. STEVENS

Title: PRESIDENT

Company/Organization: M.A. STEVENS CONSTRUCTION, INC.

Signature: 

Date: 2/22/16

**SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER**

Revised 02-08-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected by the prime contractor within 24 hours after bid opening by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted by all bidders within two business days of bid opening by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
9	installation of playground	TOT LOT PROS INC 14600 Mallory Dr. Fontana, CA 92335	967 975	<del>7.2%</del> 7.5%	1000002374
10	installation of PIP playground surface	Robertson Industries Inc 1214 W 12th St. Ste 5 Tempe, AZ 85281	967 261	9.1%	1000002700

TOTAL % SUBCONTRACTED 16.6%

Name of Bidder M.A. STEVENS  
CONSTRUCTION, INC.

Photocopy this form for additional subcontractors.

**DESIGNATION OF SUBCONTRACTORS  
DEPARTMENT OF INDUSTRIAL RELATIONS INFORMATION**

BUSINESS NAME (PRIME)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for this Project)</small>	
M.A. STEVENS CONSTRUCTION, INC.		1000002820		DSTEVENS@MASTEVENSCONSTRUCTION.COM	
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/INOLEUM	<input checked="" type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input checked="" type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input checked="" type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS	<input type="checkbox"/>		<input checked="" type="checkbox"/>	CARPENTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	DRYWALL/LATHERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	IRON WORKERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	PAINTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	ROOFERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	TEAMSTER

BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for this Project)</small>	
Robertsons Industries Inc		1000002700		dpruelle@tottert.com	
<b>CLASSIFICATIONS TO BE USED FOR THIS PROJECT:</b>					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/INOLEUM	<input type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS	<input type="checkbox"/>		<input checked="" type="checkbox"/>	CARPENTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	DRYWALL/LATHERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	IRON WORKERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	PAINTERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	ROOFERS
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	TEAMSTER

☒ resilient tile layer

Photocopy this form for additional subcontractors.

**FOR:** Spring Valley Community Park Improvements, Oracle Project No. 1019462

Accompanying this proposal is BIDDER'S BOND

in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$ \_\_\_\_\_)," "cashier's check," "certified check," or "bidder's bond," as the case may be).

The names of all persons interested in the foregoing proposal as principals are as follows:

**IMPORTANT NOTICE** *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

M.A. STEVENS CONSTRUCTION, INC.

MARK A. STEVENS - PRESIDENT, SECRETARY, TREASURER

Licensed in accordance with an act providing for the registration of Contractors,

License No. 504693 Classification (s) A & B Exp. Date 4/30/2017

Warning – If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

( M.A. STEVENS CONSTRUCTION, INC. )

Legal Name of Bidder

SIGN  
HERE

(  
(  
(  
(  
(  
(

by  (SEAL)  
Signature

MARK A. STEVENS - PRESIDENT

Title

**NOTE:** If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 125 E 17TH STREET, NATIONAL CITY, CA 91950

Telephone (619 ) 4577-7893

Fax (619 ) 477-7895

E-Mail address DSTEVENS@MASTEVENSCONSTRUCTION.COM

Dated FEBRUARY 21, 20 16, at NATIONAL CITY, California

BOND NO. 10037808

**BIDDER'S BOND**  
KNOW ALL MEN BY THESE PRESENTS:

That we, M.A. Stevens Construction, Inc. as  
Principal, and Hudson Insurance Company  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the  
County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said  
Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be  
made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of ten percent of total amount bid

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically  
described as follows, for which bids are to be opened on Feb. 22, 2016 for

DATE

Spring Valley Community Park Improvements, Oracle Project No. 1019462

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the  
same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be  
specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the  
prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the  
other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and  
remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the  
Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 17th day of February, A.D. 2016.

Hudson Insurance Company

(SEAL) M.A. Stevens Construction, Inc. (SEAL)

(SEAL) Cynthia Bellman (SEAL)

Cynthia Bellman, Attorney-in-Fact

(SEAL) M.A. Stevens (SEAL)

Surety

Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF \_\_\_\_\_ )

) ss

COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year 20\_\_\_\_\_ before me

\_\_\_\_\_ a notary public in and for said County and State personally appeared  
\_\_\_\_\_ known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the \_\_\_\_\_ the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of

(b) The Attorney-in-fact must attach  
a certified copy of Power of Attorney.

\*\* SEE ATTACHED ACKNOWLEDGMENT \*\* State of California

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

County of San Diego

On February 17, 2016 before me, Pam Davis, Notary Public,  
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Cyndi Beilman

Name(s) of Signer(s)

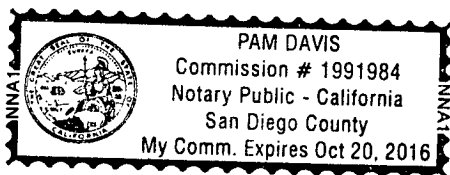
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature

*Pam Davis*  
Signature of Notary Public Pam Davis



## OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document.

### Description of Attached Document

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner ☐ Limited ☐ General  
☒ Attorney in Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

**RIGHT THUMBPRINT  
OF SIGNER**

Top of thumb here

Signer is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner ☐ Limited ☐ General  
☐ Attorney in Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

**RIGHT THUMBPRINT  
OF SIGNER**

Top of thumb here

Signer is Representing: \_\_\_\_\_



## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That HUDSON INSURANCE COMPANY, a corporation of the State of Delaware, with offices at 100 William Street, New York, New York, 10038, has made, constituted and appointed, and by these presents, does make, constitute and appoint

Cyndi Beilman

of the State of CA

its true and lawful Attorney(s)-in-Fact, at New York, New York, each of them alone to have full power to act without the other or others, to make, execute and deliver on its behalf, as Surety, bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking shall obligate said Company for any portion of the penal sum thereof in excess of the sum of

\$10,000,000.00

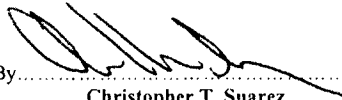
Such bonds and undertakings when duly executed by said Attorney(s)-in-Fact, shall be binding upon said Company as fully and to the same extent as if signed by the President of said Company under its corporate seal attested by its Secretary.

In Witness Whereof, HUDSON INSURANCE COMPANY has caused these presents to be of its Executive Vice President thereunto duly authorized, on this 31st day of October, 20 13 at New York, New York.



Dina Daskalakis  
Corporate Secretary

HUDSON INSURANCE COMPANY

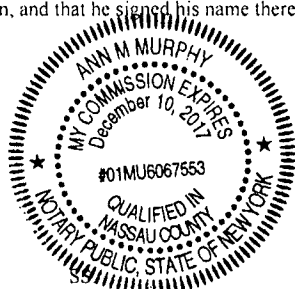
By 

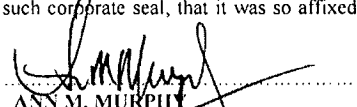
Christopher T. Suarez  
Executive Vice President

STATE OF NEW YORK  
COUNTY OF NEW YORK. SS.

On the 31st day of October, 20 13 before me personally came Christopher T. Suarez to me known, who being by me duly sworn did depose and say that he is an Executive Vice President of HUDSON INSURANCE COMPANY, the corporation described herein and which executed the above instrument, that he knows the seal of said Corporation, that the seal affixed to said instrument is such corporate seal, that it was so affixed by order of the Board of Directors of said Corporation, and that he signed his name thereto by like order.

(Notarial Seal)



  
ANN M. MURPHY  
Notary Public, State of New York  
No. 01MU6067553  
Qualified in Nassau County  
Commission Expires December 10, 2017

STATE OF NEW YORK  
COUNTY OF NEW YORK

## CERTIFICATION

The undersigned Dina Daskalakis hereby certifies:

That the original resolution, of which the following is a true and correct copy, was duly adopted by unanimous written consent of the Board of Directors of Hudson Insurance Company dated July 27<sup>th</sup>, 2007, and has not since been revoked, amended or modified:

"RESOLVED, that the President, the Executive Vice Presidents, the Senior Vice Presidents and the Vice Presidents shall have the authority and discretion, to appoint such agent or agents, or attorney or attorneys-in-fact, for the purpose of carrying on this Company's surety business, and to empower such agent or agents, or attorney or attorneys-in-fact, to execute and deliver, under this Company's seal or otherwise, bonds obligations, and recognizances, whether made by this Company as surety thereon or otherwise, indemnity contracts, contracts and certificates, and any and all other contracts and undertakings made in the course of this Company's surety business, and renewals, extensions, agreements, waivers, consents or stipulations regarding undertakings so made; and

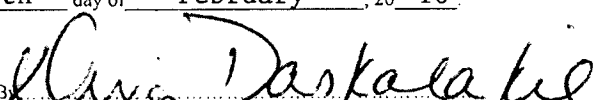
FURTHER RESOLVED, that the signature of any such Officer of the Company and the Company's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seal when so used whether heretofore or hereafter, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed."

THAT the above and foregoing is a full, true and correct copy of Power of Attorney issued by said Company, and of the whole of the original and that the said Power of Attorney is still in full force and effect and has not been revoked, and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney is now in force.

Witness the hand of the undersigned and the seal of said Corporation this 17th day of February, 20 16.



Form P-10 10 8 2010 (v1)

By   
Dina Daskalakis, Corporate Secretary

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

# CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California )

County of San Diego )

On February 22, 2016 before me, Desiree L. Peters, Notary Public  
(here insert name and title of the officer)

personally appeared Mark A. Stevens

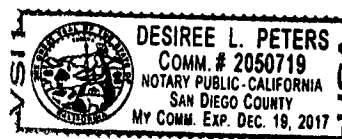
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Desiree L. Peters



(Seal)

## OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

## Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document

titled/for the purpose of Bidder's Bond No. 10037808

Spring Valley Community Park Improv. County of SD

containing 1 pages, and dated February 17, 2016

The signer(s) capacity or authority is/are as:

☐ Individual(s)

☐ Attorney-in-Fact

☒ Corporate Officer(s)

President

Title(s)

☐ Guardian/Conservator

☐ Partner - Limited/General

☐ Trustee(s)

☐ Other:

representing:

M. A. Stevens Construction, Inc.

(Name of Person(s) Entity Representing)

## Additional Information

### Method of Signer Identification

Proved to me on the basis of satisfactory evidence:

☒ form(s) of identification ☐ credible witness(es)

Notarial event is detailed in notary journal on:

Page # 9-10 Entry # 5

Notary contact: Desiree L. Peters 619-477-6516

### Other

☒ Additional Signer(s) ☐ Signer(s) Thumbprint(s)

☐ Cyndi Beilman, Attorney-in-Fact



# CONTRACTORS STATE LICENSE BOARD



## Contractor's License Detail for License # 504693

**DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.**

CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.

Per B&P 7071.17, only construction related civil judgments reported to the CSLB are disclosed.

Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.

Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

Data current as of 2/22/2016 11:58:33 AM

### Business Information

MA STEVENS CONSTRUCTION INC  
125 EAST 17TH STREET  
NATIONAL CITY, CA 91950  
Business Phone Number: (619) 477-7893

Entity Corporation  
Issue Date 01/28/1987  
Reissue Date 04/04/2007  
Expire Date **04/30/2017**

### License Status

**This license is current and active.**

All information below should be reviewed.

### Classifications

B - GENERAL BUILDING CONTRACTOR  
A - GENERAL ENGINEERING CONTRACTOR

### Bonding Information

#### Contractor's Bond

This license filed a Contractor's Bond with SURETEC INDEMNITY COMPANY.

**Bond Number:** 5104772

**Bond Amount:** \$15,000

**Effective Date:** 01/01/2016

Contractor's Bond History

#### Bond of Qualifying Individual

The Responsible Managing Officer (RMO) STEVENS MARK ALLEN certified that he/she owns 10 percent or more of the voting stock/equity of the corporation. A bond of qualifying individual is **not** required.

**Effective Date:** 06/19/2014

BQI's Bond History

### Workers' Compensation

This license has workers compensation insurance with the STATE COMPENSATION INSURANCE FUND

**Policy Number:**9129084

**Effective Date:** 04/01/2015

**Expire Date:** 04/01/2016

Workers' Compensation History

**Miscellaneous Information**

04/04/2007 - LICENSE REISSUED TO ANOTHER ENTITY

**Other**

Personnel listed on this license (current or disassociated) are listed on other licenses.

**ENDORSED - FILED**  
In the office of the Secretary of State  
of the State of California

ARTICLES OF INCORPORATION

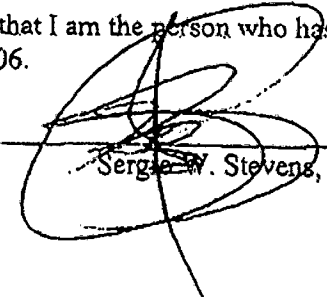
OF

**JAN 05 2007**

**M.A. STEVENS CONSTRUCTION, INC.**

- FIRST:** The name of the corporation is **M.A. STEVENS CONSTRUCTION, INC.**
- SECOND:** The purpose of this corporation is to engage in any lawful act or activity for which a corporation may be organized under the General Corporation Law of California other than the banking business, the trust company business or the practice of a profession permitted to be incorporated by the California Corporations Code.
- THIRD:** The name and address of this corporation's initial agent for service of process in the State of California is:
- Mark A. Stevens  
125 East 17<sup>th</sup> Street  
National City, CA 91950
- FOURTH:** The Corporation is authorized to issue common shares of stock; and the total number of shares which this corporation is authorized to issue is 100,000 thousand ("One Hundred Thousand") without par value.
- FIFTH:** The liability of the directors of the corporation for monetary damages shall be eliminated to the fullest extent possible under California law.
- SIXTH:** The Corporation is authorized to provide indemnification of agents (as defined in Section 317 of the California Corporations Code) for breach of duty to the Corporation and its shareholders through bylaw provisions or through agreements with agents, or both, in excess of the indemnification permitted by Section 317 of the California Corporations Code, subject to the limits on such excess indemnification set forth in Section 204 of the California Corporations Code.

IN WITNESS WHEREOF, I declare that I am the person who has executed these Articles of Incorporation this 29th day December, 2006.

  
Sergio W. Stevens, Esq.: Incorporated



Next  
Bid



125 E 17<sup>th</sup> Street, National City, CA 91950  
(619) 477-7893 O / (619) 477-7895 F

County of San Diego  
Department of Purchasing and Contracting  
RFB 7249 – Spring Valley Community Park  
Improvements  
5560 Overland Avenue, Suite 270  
San Diego, CA 92123-1204

LIC. #  
504013  
A-3B

#5

SD CNTY PURCH #16 FEB 22 01:45

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder Blue Pacific Engineering & Construction

Business Address 7330 Opportunity Road, Suite J, San Diego, CA 92111

Place of Residence 327 El Pedregal, Solana Beach CA 92075

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, and 2, and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	40,000.00	40,000.00
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	5,000.00	5,000.00
3	BMP – EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	8,000.00	8,000.00
4	BMP – EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	1,250.00	5,000.00
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	80,000.00	80,000.00
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	3.00	22,200.00
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	40.00	4,000.00
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	20.00	148,000.00
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	178,000.00	178,000.00
<b>TOTAL BASE BID</b>						490,200.00

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS	6,000.00	6,000.00
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	6,000.00

NAME OF BIDDER: Blue Pacific Engineering & Construction

ADDITIVE ALTERNATE 2 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	6 LEAVES, 4 FROGS	DIV. 2	1	LS	8,000.00	8,000.00
					<b>ADDITIVE ALTERNATE 2 TOTAL</b>	8,000.00

ADDITIVE ALTERNATE 3 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	SHADE BENCH (AT BASKETBALL COURT)	DIV. 2	2	EA	4,500.00	4,500.00
					<b>ADDITIVE ALTERNATE 3 TOTAL</b>	4,500.00

BASE BID TOTAL..... \$ 490,200.00

BASE BID TOTAL + ADDITIVE ALTERNATE 1 TOTAL..... \$ 496,200.00

BASE BID TOTAL + ADDITIVE ALTERNATE 1 AND 2 TOTAL..... \$ 504,200.00

BASE BID TOTAL + ADDITIVE ALTERNATE 1, 2 AND 3 TOTAL  
(TOTAL BID) ..... \$ 508,700.00

NAME OF BIDDER: Blue Pacific Engineering & Construction

## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

State of California                     )  
  ) ss.  
  )  
County of San Diego                    )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) **Shahram Elihu**, being first duly sworn, deposes and says that he or she is (Title) **Owner** of (Company) **Blue Pacific Engineering & Construction**, the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE

OF

BIDDER

  
Shahram Elihu, Owner of Blue Pacific Engineering & Construction

DATE

2/22/16

County of San Diego  
Department of Purchasing and Contracting  
**REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**  
☒ For-profit ☐ Non-profit ☐ Government  
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**  
In accordance with Board of Supervisors Policy A-78, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**  
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
  - 3.1. Are you a small business with:  
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
  - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
  - 3.3. Are you certified by the State of California as a:  
☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_  
☒ Small Business Enterprise (SBE)  
Certification #: 1790131  
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.  
<http://www.dgs.ca.gov/dp/Programs/QSDS.aspx>
  - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**  
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
  - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
  - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
  - 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
  - 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
  - 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
  - 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
  - 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**  
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**  
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
  - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror, with any competitor, or with any County employee(s) or consultant(s) involved in this or related procurements; and
  - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
  - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

**CERTIFICATION**

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Shahram Elihu

Signature: 

Title: Owner

Date: 2/22/16

Company/Organization: Blue Pacific Engineering & Construction

**SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER**

Revised 07-20-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected **by the prime contractor within 24 hours after bid opening** by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted **by all bidders within two business days of bid opening** by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

**NONE**

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
9	Playstructures install	Play Foundations 1338 N Melrose Drive	864076	11%	1000018228
		Vista, CA 92083			

TOTAL % SUBCONTRACTED 11

Name of Bidder Blue Pacific Engineering & Construction

Photocopy this form for additional subcontractors.

BUSINESS NAME (PRIME)								DIR REGISTRATION NO.						EMAIL ADDRESS <small>(Point of Contact for <u>this</u> Project)</small>											
Blue Pacific Engineering & Construction								1000003217						selihu@bluepacificeng.com											
CLASSIFICATIONS TO BE USED FOR THIS PROJECT:																									
										BOILERMAKER						BRICKLAYERS						CARPENTERS			
								X		CEMENT MASONS						DRYWALL FINISHER						DRYWALL LATHERS			
										ELEVATOR MECHANIC						GLAZIERS						IRON WORKERS			
X LABORERS										MILLWRIGHTS						OPERATING ENG						PAINTERS			
										PIPE TRADES						PLASTERERS						ROOFERS			
										SOUND/COMM						SURVEYORS				X		TEAMSTER			
TILE WORKERS																									
BUSINESS NAME (SUB)								DIR REGISTRATION NO.						EMAIL ADDRESS <small>(Point of Contact for <u>this</u> Project)</small>											
NONE																									
CLASSIFICATIONS TO BE USED FOR THIS PROJECT:																									
										BOILERMAKER						BRICKLAYERS						CARPENTERS			
										CEMENT MASONS						DRYWALL FINISHER						DRYWALL LATHERS			
										ELEVATOR MECHANIC						GLAZIERS						IRON WORKERS			
										MILLWRIGHTS						OPERATING ENG						PAINTERS			
										PIPE TRADES						PLASTERERS						ROOFERS			
										SOUND/COMM						SURVEYORS						TEAMSTER			
TILE WORKERS																									
BUSINESS NAME (SUB)								DIR REGISTRATION NO.						EMAIL ADDRESS <small>(Point of Contact for <u>this</u> Project)</small>											

January 15, 2016

FOR: Spring Valley Community Park Improvements, Oracle Project No. 1019462

Accompanying this proposal is a bidders bond for 10%  
in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$  
10% \_\_\_\_\_)," "cashier's check," "certified check," or "bidder's bond," as the case may be).

The names of all persons interested in the foregoing proposal as principals are as follows:

**IMPORTANT NOTICE** *If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.*

Blue Pacific Engineering & Construction, a Sole Proprietorship, Shahram Elihu Owner

Licensed in accordance with an act providing for the registration of Contractors,

License No. 824455 Classification (s) A,C27,C10 Exp. Date 09/30/2017

Warning – If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.  
By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

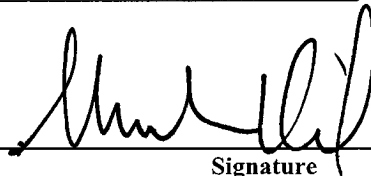
( Blue Pacific Engineering & Construction )

Legal Name of Bidder

SIGN  
HERE

(  
(  
(  
(  
(  
(  
(

by



(SEAL)

Signature

Owner

Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address \_\_\_\_\_.

Telephone ( 858 ) 956-1456

Fax ( 619 ) 291-0482

E-Mail address selihu@bluepacificeng.com

Dated 2/22 , 20 16 , at San Diego California

BOND NO. \_\_\_\_\_

**BIDDER'S BOND**  
KNOW ALL MEN BY THESE PRESENTS:

That we BLUE PACIFIC ENGINEERING & CONSTRUCTION ..... as  
Principal, and NORTH AMERICAN SPECIALTY INSURANCE COMPANY .....  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the  
County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said  
Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be  
made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of TEN PERCENT OF GREATER AMOUNT BID .....

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically  
described as follows, for which bids are to be opened on FEBRUARY 18, 2016 for

DATE

**Spring Valley Community Park Improvements, Oracle Project No. 1019462**

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the  
same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be  
specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the  
prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the  
other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and  
remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the  
Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 12TH day of FEBRUARY A.D. 2016...

NORTH AMERICAN SPECIALTY INSURANCE COMPANY	(SEAL)		BLUE PACIFIC ENGINEERING & CONSTRUCTION	(SEAL)		(SEAL)
<i>Mark D. Iatarola</i>	(SEAL)		<i>Shaurah Elahi</i>	(SEAL)		(SEAL)
MARK D. IATAROLA, ATTORNEY-IN-FACT	(SEAL)		SHAURAH ELAHI, OWNER	(SEAL)		(SEAL)
Surety						Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF ..... )

)      ss

COUNTY OF ..... )

On this ..... day of ..... in the year 20..... before me  
..... a notary public in and for said County and State personally appeared  
..... known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the ..... the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged.      Notary Public In and for the County of

(b) The Attorney-in-fact must attach  
a certified copy of Power of Attorney.      State of California

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
 County of SAN DIEGO )  
 On 2/12/2016 before me, MICHELLE M. BASUIL, NOTARY PUBLIC  
*Date Here Insert Name and Title of the Officer*  
 personally appeared MARK D. IATAROLA  
*Name(s) of Signer(s)*

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Michelle M. Basuil  
*Signature of Notary Public*

*Place Notary Seal Above*

**OPTIONAL**

*Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: MARK D. IATAROLA

☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Individual ☒ Attorney in Fact  
☐ Trustee ☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_  
 Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Individual ☐ Attorney in Fact  
☐ Trustee ☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_  
 Signer Is Representing: \_\_\_\_\_

**NAS SURETY GROUP**

**NORTH AMERICAN SPECIALTY INSURANCE COMPANY  
WASHINGTON INTERNATIONAL INSURANCE COMPANY**

**GENERAL POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois, each does hereby make, constitute and appoint:

JOHN G. MALONEY, HELEN MALONEY, MICHELLE M. BASUIL,

and MARK D. IATAROLA

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9<sup>th</sup> of May, 2012:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By

Steven P. Anderson, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company



By

Michael A. Ito, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 17th day of September, 2015.

**North American Specialty Insurance Company  
Washington International Insurance Company**

State of Illinois  
County of Cook

ss:

On this 17th day of September, 2015, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and Michael A. Ito, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



M. Kenny, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 12th day of FEBRUARY, 2016.

Jeffrey Goldberg, Vice President & Assistant Secretary of  
Washington International Insurance Company & North American Specialty Insurance Company

**BIDDER/OFFEROR DVBE INFORMATION**  
(DUE WITHIN TWO (2) DAYS OF BID OPENING)

DATE: \_\_\_\_\_ Bid/Offer No.: \_\_\_\_\_

**NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00**

PROJECT TITLE: \_\_\_\_\_ Project/Activity No.: \_\_\_\_\_

BIDDER/OFFEROR: \_\_\_\_\_

BIDDER/OFFEROR REPRESENTATIVE: \_\_\_\_\_

ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL	NAME OF CERTIFIED DVBE (PRIME, SUBCONTRACTOR, VENDOR) TO BE USED INCLUDING ADDRESS, TELEPHONE AND CERTIFICATION NUMBER.	DOLLAR AMOUNT TO BE PAID THIS DVBE
	<b>NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00</b>		
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME/SUBCONTRACTOR/VENDOR)			\$

**COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION.**

CALCULATION		
Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid/Offer}} \times 100 = \text{Percent of Utilization}$ $\text{NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00}$	<b>3%</b> *See DVBE Participation information sections for further information.

**PART IIA**

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL  
BIDDERS WHO FAIL TO MEET A DVBE GOAL FOR PUBLIC WORK PROJECTS  
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT  
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB  
WITHIN TWO (2) BUSINESS DAYS OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page 2-28) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met. These documents cannot be submitted in lieu of pages 2-30 to 2-32, but may supplement page 2-28).

**NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00**

COUNTY OF SAN DIEGO

**Disabled Veteran Business Enterprise (DVBE)**  
**"Good Faith Effort" Package**

**Documentation of Good Faith Effort**

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of "Good Faith Effort" and must be submitted within two (2) business days of Bid opening or the bid may be deemed non-responsive.

Project Title: **NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00**

Oracle Project No. : \_\_\_\_\_

Bid/Offer No.: \_\_\_\_\_

Bid/Offer Date: \_\_\_\_\_

Name of Contractor/Firm Submitting Bid/Offer:

\_\_\_\_\_

Please check off the following to insure you have included them in your documentation:

\_\_\_\_ Documentation of "Good Faith Effort" (3 pages, including this page)

\_\_\_\_ Attachment of any additional supporting documentation

**NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00**

**DOCUMENTATION OF GOOD FAITH EFFORT**

List potential DVBEs that the bidder/offeror solicited for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1. <b>NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00</b>		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

**Solicitations**

DVBE Solicitation Sample:

Bidder/Offeror must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

**NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00**

**DOCUMENTATION OF GOOD FAITH EFFORT**

Identification of (1) all DVBEs who submitted bids or offers. (2) Item of work, supplies or services offered which are not accepted, (3) dollar amounts of the DVBEs bids/offers not accepted, (4) subcontractors and/or vendors who will be used instead of the DVBEs, (5) dollar amounts of these subcontractors and/or suppliers' bids/offers, and (6) the reason for the bidder/offeror not accepting the DVBE's bid/offer. Use additional sheets if necessary.

DVBE Name, Address and Phone No. (1)	Item of Work, Supplies or Services (2)	DVBE Bid/Offer Amount (3)	Name of Subcontractor/ Vendor to be used (4)	Bid/Offer Amount Accepted (5)	Reason DVBE Bid/Offer Not Accepted (6)
<b>NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00</b>					
<b>NOT REQUIRED SINCE BID IS ESTIMATED BELOW \$500,000.00</b>					

Next  
Bid

**New Century Construction, Inc.**

9119 Emerald Grove Ave.

Lakeside, CA 92040

License No. 614517 A, B

DIR NO 1000008527

#6

SD CNTY PURCH \*16 FEB 22 PM 01:56

zf

County of San Diego  
5560 Overland Ave. suite 270  
San Diego, CA 92123-1294

SEALED BID FOR:

Spring Valley Park Imp.  
ORACLE NO 1019462  
RFB NO. 7249

Bid Date

~~2/18/16~~ 2/22/16

2:00

**New Century Construction, Inc.**

9119 Emerald Grove Ave.

Lakeside, CA 92040

License No. 614517 A, B

D/R NO. 1000008527

Spring valley  
Comm. Park Imp.

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder New Century Construction, Inc.

Business Address 9119 EMERALD GROVE AVE. LAKEVIEW, CA 92040

Place of Residence LAKEVIEW, CA 92040

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, 2, and    , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	7,000.-	7,000.-
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	5,000.-	5,000.-
3	BMP - EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	5,000.-	5,000.-
4	BMP - EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	800.-	3,200.-
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	45,000.-	45,000.-
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	4.50	33,300.-
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	40.-	4,000.-
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	13.50	99,900.-
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	150,000.-	150,000.-
<b>TOTAL BASE BID</b>						352,400.-

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS	1,800.-	1,800.-
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	1,800.-

NAME OF BIDDER: Jew Century Construction, Inc.

ADDITIVE ALTERNATE 2 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	6 LEAVES, 4 FROGS	DIV. 2	1	LS	1,800.-	1,800.-
					ADDITIVE ALTERNATE 2 TOTAL	1,800.-

ADDITIVE ALTERNATE 3 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	SHADE BENCH (AT BASKETBALL COURT)	DIV. 2	2	EA	6,000.-	12,000.-
					ADDITIVE ALTERNATE 3 TOTAL	12,000.-

BASE BID TOTAL..... \$ 352,400.-  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 TOTAL..... \$ 354,200.-  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 AND 2 TOTAL..... \$ 356,000.-  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1, 2 AND 3 TOTAL  
 (TOTAL BID) ..... \$ 368,000.-

NAME OF BIDDER: New Century Construction, Inc.

## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

State of California                    )  
  ) ss.  
  )  
County of San Diego                 )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) LEE P. SHEUBERG, #  
being first duly sworn, deposes and says that he or she is (Title) PRE S. of (Company) NEW CENTURY CONST. INC. the  
party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership,  
company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly  
or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded,  
conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that  
the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the  
bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other  
bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that  
all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price  
or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any  
fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to  
effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE                   OF                   BIDDER

Lee P. Sheuberg

DATE

2.22.16

County of San Diego  
Department of Purchasing and Contracting  
REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**  
☒ For-profit ☐ Non-profit ☐ Government  
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**  
In accordance with Board of Supervisors Policy A-78, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**  
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
  - 3.1. Are you a small business with:  
100 or fewer employees and average annual gross receipts of \$14 million or less or a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
  - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
  - 3.3. Are you certified by the State of California as a:  
☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_  
☒ Small Business Enterprise (SBE)  
Certification #: 27737  
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.  
<http://www.dgs.ca.gov/od/Programs/OSDS.aspx>
  - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**  
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
  - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
  - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**  
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**  
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
  - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
  - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
  - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

**CERTIFICATION**

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: LEE P. SNEUBERG, JR. Signature: [Signature]  
Title: PRESIDENT Date: 2/22/16  
Company/Organization: NEW CENTURY CONSTRUCTION, INC.

**SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER**

Revised 07-06-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected **by the prime contractor within 24 hours after bid opening** by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted **by all bidders within two business days of bid opening** by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
Base Bid No 8 & Add Alt 1 & 2	Rubber Surfacing	ROBERTSONS P.O. Box 97 Wellsville, UT 84339	666261	23.2 %	1000002200
Base Bid no. 9	Pre-Engineered Structures	Play Foundation Inc. 1338 N. melrose st. Suite K Vernal, UT 84083	864076	14.7%	1000018228

TOTAL % SUBCONTRACTED 37.9

Name of Bidder New Century Construction, Inc.

Photocopy this form for additional subcontractors.

**DESIGNATION OF SUBCONTRACTORS  
DEPARTMENT OF INDUSTRIAL RELATIONS INFORMATION**

BUSINESS NAME (PRIME)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for this Project)</small>	
New Century Construction, Inc.		1000008527		newcenturyconstruction@yahoo.com	
CLASSIFICATIONS TO BE USED FOR THIS PROJECT:					
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input checked="" type="checkbox"/> CARPENTERS		
<input type="checkbox"/> CARPET/LINOLEUM	<input checked="" type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS		
<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC	<input type="checkbox"/> GLAZIERS	<input type="checkbox"/> IRON WORKERS		
<input checked="" type="checkbox"/> LABORERS	<input type="checkbox"/> MILLWRIGHTS	<input checked="" type="checkbox"/> OPERATING ENG	<input type="checkbox"/> PAINTERS		
<input type="checkbox"/> PILE DRIVERS	<input type="checkbox"/> PIPE TRADES	<input type="checkbox"/> PLASTERS	<input type="checkbox"/> ROOFERS		
<input type="checkbox"/> SHEET METAL	<input type="checkbox"/> SOUND/COMM	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER		
<input type="checkbox"/> TILE WORKERS					
BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for this Project)</small>	
Robertson		1000002700		LRS. NOELL29WPAK.COM	
CLASSIFICATIONS TO BE USED FOR THIS PROJECT:					
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input type="checkbox"/> CARPENTERS		
<input type="checkbox"/> CARPET/LINOLEUM	<input type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS		
<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC	<input type="checkbox"/> GLAZIERS	<input type="checkbox"/> IRON WORKERS		
<input checked="" type="checkbox"/> LABORERS	<input type="checkbox"/> MILLWRIGHTS	<input type="checkbox"/> OPERATING ENG	<input type="checkbox"/> PAINTERS		
<input type="checkbox"/> PILE DRIVERS	<input type="checkbox"/> PIPE TRADES	<input type="checkbox"/> PLASTERS	<input type="checkbox"/> ROOFERS		
<input type="checkbox"/> SHEET METAL	<input type="checkbox"/> SOUND/COMM	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER		
<input type="checkbox"/> TILE WORKERS					
BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS	

Photocopy this form for additional subcontractors.

**DESIGNATION OF SUBCONTRACTORS  
DEPARTMENT OF INDUSTRIAL RELATIONS INFORMATION**

BUSINESS NAME (PRIME)		DIR REGISTRATION NO.		EMAIL ADDRESS (Point of Contact for this Project)	
Play Foundations Inc		1000018228		tanner@playfoundations.com	
CLASSIFICATIONS TO BE USED FOR THIS PROJECT:					
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input type="checkbox"/> CARPENTERS		
<input type="checkbox"/> CARPET/LINOLEUM	<input type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS		
<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC	<input type="checkbox"/> GLAZIERS	<input type="checkbox"/> IRON WORKERS		
<input checked="" type="checkbox"/> LABORERS	<input type="checkbox"/> MILLWRIGHTS	<input type="checkbox"/> OPERATING ENG	<input type="checkbox"/> PAINTERS		
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<input type="checkbox"/> SHEET METAL	<input type="checkbox"/> SOUND/COMM	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER		
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<input type="checkbox"/> SHEET METAL	<input type="checkbox"/> SOUND/COMM	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER		
<input type="checkbox"/> TILE WORKERS					

Photocopy this form for additional subcontractors.

FOR: Spring Valley Community Park Improvements, Oracle Project No. 1019462

Accompanying this proposal is BIDDER'S BOND  
in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$  
TEN PERCENT), "cashier's check," "certified check," or "bidder's bond," as the case may be).

The names of all persons interested in the foregoing proposal as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

New Century Construction, Inc.

LEE P. SHELLBERG, JR. - PRESIDENT  
(HOLDS ALL OFFICES)

Licensed in accordance with an act providing for the registration of Contractors,

License No. 614517 Classification (s) A B Exp. Date 9-30-16

Warning - If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.  
By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

New Century Construction, Inc.

Legal Name of Bidder

SIGN  
HERE

by

Lee P. Shellberg, Jr.

(SEAL)

Signature

PRESIDENT

Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 9119 EMERALD GROVE AVE. LAKESIDE, CA 92040

Telephone (619) 390-3300

Fax (619) 390-3311

E-Mail address newcenturyconstruction@yahoo.com

Dated 2-22, 20 16, at LAKESIDE California

**BIDDER'S BOND**  
KNOW ALL MEN BY THESE PRESENTS:

That we, New Century Construction, Inc. as  
Principal, and SureTec Insurance Company  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of Ten Percent of Amount Bid (10%)

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 2/18/16 for

DATE

Spring Valley Community Park Improvements, Oracle Project No. 1019462

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 11th day of February A.D. 2016.

<u>SureTec Insurance Company</u>	(SEAL)	<u>New Century Construction, Inc.</u>	(SEAL)
<u>Dwight Reilly, Attorney-in-Fact</u>	(SEAL)	<u>Lee P. Shalberg, Jr.</u>	(SEAL)
Surety		Principal	

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF \_\_\_\_\_ )

COUNTY OF \_\_\_\_\_ )

ss

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year 20\_\_\_\_ before me  
\_\_\_\_\_, a notary public in and for said County and State personally appeared  
\_\_\_\_\_ known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the \_\_\_\_\_ the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of

(b) The Attorney-in-fact must attach

a certified copy of Power of Attorney. \_\_\_\_\_ State of California

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Orange

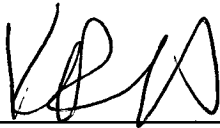
On February 11, 2016 before me, Karen L. Ritto, Notary Public  
(insert name and title of the officer)

personally appeared Dwight Reilly  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~  
subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in  
his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(s) on the instrument the  
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

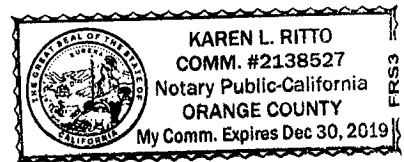
WITNESS my hand and official seal.

Signature



Karen L. Ritto

(Seal)



# SureTec Insurance Company

## LIMITED POWER OF ATTORNEY

Bond No. CSBA-1297

**Know All Men by These Presents**, That SURETEC INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Texas, and having its principal office in Houston, Harris County, Texas, does by these presents make, constitute and appoint

Arturo Ayala, Daniel Huckabay, Dwight Reilly, Andrew Waterbury

its true and lawful Attorney-in-fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include waivers to the conditions of contracts and consents of surety for:

Five Million and 00/100 Dollars (\$5,000,000.00)

and to bind the Company thereby as fully and to the same extent as if such bond were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney-in-Fact may do in the premises. Said appointment shall continue in force until 05/18/2017 and is made under and by authority of the following resolutions of the Board of Directors of the SureTec Insurance Company:

*Be it Resolved*, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

*Attorney-in-Fact* may be given full power and authority for and in the name of and of behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

*Be it Resolved*, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached. (Adopted at a meeting held on 20<sup>th</sup> of April, 1999.)

**In Witness Whereof**, SURETEC INSURANCE COMPANY has caused these presents to be signed by its President, and its corporate seal to be hereto affixed this 21st day of March, A.D. 2013.

SURETEC INSURANCE COMPANY

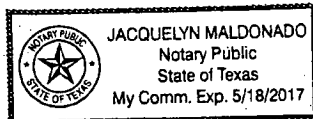
By: John Knox Jr., President



State of Texas  
County of Harris

SS:

On this 21st day of March, A.D. 2013 before me personally came John Knox Jr., to me known, who, being by me duly sworn, did depose and say, that he resides in Houston, Texas, that he is President of SURETEC INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.



Jacquelyn Maldonado, Notary Public  
My commission expires May 18, 2017

I, M. Brent Beaty, Assistant Secretary of SURETEC INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the Power of Attorney are in full force and effect.

Given under my hand and the seal of said Company at Houston, Texas this 11th day of February, 2016, A.D.

M. Brent Beaty, Assistant Secretary

Any instrument issued in excess of the penalty stated above is totally void and without any validity.  
For verification of the authority of this power you may call (713) 812-0800 any business day between 8:00 am and 5:00 pm CST.

**BIDDER/OFFEROR DVBE INFORMATION  
(DUE WITHIN TWO (2) DAYS OF BID OPENING)**

DATE: 2.22.16 Bid/Offer No.: RFB 7249

PROJECT TITLE: SPRING VALLEY Comm. Park Imp <sup>ORACLE</sup> Project/Activity No.: 1019462

BIDDER/OFFEROR: New Century Construction, Inc.

BIDDER/OFFEROR REPRESENTATIVE: LEE P. SHELBERG, Jr

ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL	NAME OF CERTIFIED DVBE (PRIME, SUBCONTRACTOR, VENDOR) TO BE USED INCLUDING ADDRESS, TELEPHONE AND CERTIFICATION NUMBER.	DOLLAR AMOUNT TO BE PAID THIS DVBE
		<i>none</i>	
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME/SUBCONTRACTOR/VENDOR)			\$

**COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION.**

CALCULATION		
Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid/Offer}} \times 100 = \text{Percent of Utilization}$	3%
	$\text{_____} \times 100 = \text{_____} \%$	*See DVBE Participation information sections for further information.

**PART IIA**

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL  
BIDDERS WHO FAIL TO MEET A DVBE GOAL FOR PUBLIC WORK PROJECTS  
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT  
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB  
WITHIN TWO (2) BUSINESS DAYS OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page **2-28**) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met. These documents cannot be submitted in lieu of pages **2-30 to 2-32**, but may supplement page **2-28**).

COUNTY OF SAN DIEGO

**Disabled Veteran Business Enterprise (DVBE)**  
**"Good Faith Effort" Package**

**Documentation of Good Faith Effort**

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of "Good Faith Effort" and must be submitted within two (2) business days of Bid opening or the bid may be deemed non-responsive.

Project Title: Spring Valley Park

Oracle Project No. : 1019462

Bid/Offer No.: RFB 7249

Bid/Offer Date: 2/22/16

Name of Contractor/Firm Submitting Bid/Offer:

New Century Construction, Inc.

Please check off the following to insure you have included them in your documentation:

☐ Documentation of "Good Faith Effort" (3 pages, including this page)

☐ Attachment of any additional supporting documentation

*Project under \$500,000 -  
not required*

**DOCUMENTATION OF GOOD FAITH EFFORT**

List potential DVBEs that the bidder/offeror solicited for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

**Solicitations****DVBE Solicitation Sample:**

Bidder/Offeror must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

**DOCUMENTATION OF GOOD FAITH EFFORT**

Identification of (1) all DVBEs who submitted bids or offers, (2) Item of work, supplies or services offered which are not accepted, (3) dollar amounts of the DVBEs bids/offers not accepted, (4) subcontractors and/or vendors who will be used instead of the DVBEs, (5) dollar amounts of these subcontractors and/or suppliers' bids/offers, and (6) the reason for the bidder/offeror not accepting the DVBE's bid/offer. Use additional sheets if necessary.

DVBE Name, Address and Phone No. (1)	Item of Work, Supplies or Services (2)	DVBE Bid/Offer Amount (3)	Name of Subcontractor/ Vendor to be used (4)	Bid/Offer Amount Accepted (5)	Reason DVBE Bid/Offer Not Accepted (6)

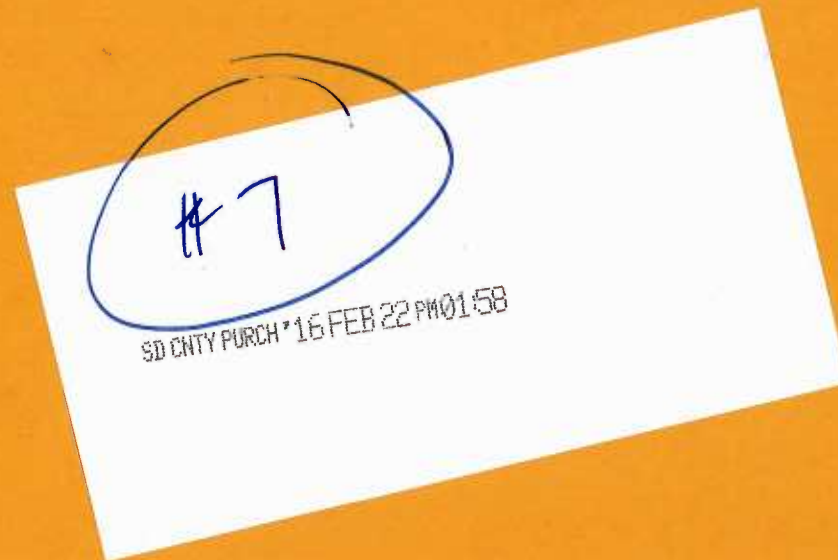
END OF PART 2

Next  
Bid

Alvand Construction, Inc.

12245 Oak Knoll Rd. #B1

Poway, Ca 92064



Spring Valley Community Park Improvement

Bid # 7249

2/24/16 @ 2 pm

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder ALVAND CONSTRUCTION, IMC.

Business Address 12344 OAK KNOLL RD. #G1, POWAY, CA 92064

Place of Residence POWAY

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, 2, and    , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

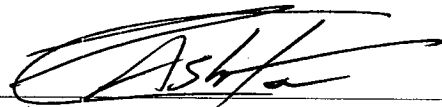
By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	—	10,000
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	✓	3,000
3	BMP – EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	—	5,000
4	BMP – EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	1000	4,000
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	—	45,000
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	5	37,000
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	30	3,000
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	15	111,000
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	—	160,000
<b>TOTAL BASE BID</b>						378,000

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS	4,000	4000
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	

NAME OF BIDDER: ALVAND CONSTRUCTION, INC.

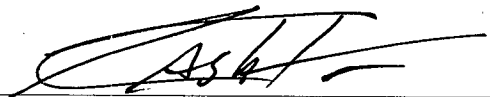


ADDITIVE ALTERNATE 2 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	6 LEAVES, 4 FROGS	DIV. 2	1	LS	—	6,000
					ADDITIVE ALTERNATE 2 TOTAL	

ADDITIVE ALTERNATE 3 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	SHADE BENCH (AT BASKETBALL COURT)	DIV. 2	2	EA	7,000	14,000
					ADDITIVE ALTERNATE 3 TOTAL	

BASE BID TOTAL..... \$ 378,00  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 TOTAL..... \$ ~~388,040~~  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 AND 2 TOTAL..... \$ 386,000  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1, 2 AND 3 TOTAL  
 (TOTAL BID) ..... \$ 400,000 ✓

NAME OF BIDDER: ALVAND CONSTRUCTION, INC.



## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

### DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**

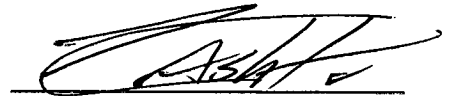
(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

State of California                     )  
  ) ss.  
  )  
County of San Diego                    )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) 'CHRIS' ASHTARI, being first duly sworn, deposes and says that he or she is (Title) PRESIDENT of (Company) ALVAND CONST.INC. the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE                   OF                   BIDDER



DATE

FEB 22, 2016

County of San Diego  
Department of Purchasing and Contracting  
**REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**  
☐ For-profit ☒ Non-profit ☐ Government  
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**  
In accordance with Board of Supervisors Policy A-78, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**  
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
  - 3.1. Are you a small business with:  
100 or fewer employees and average annual gross receipts of \$14 million or less or, a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
  - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
  - 3.3. Are you certified by the State of California as a:  
☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_  
☒ Small Business Enterprise (SBE)  
Certification #: 31978  
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.  
<http://www.dgs.ca.gov/cd/Programs/OSDS.aspx>
  - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 50 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**  
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
  - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
  - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**  
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**  
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
  - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
  - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
  - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

**CERTIFICATION**

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: 'CHRIS' ASHTARI

Signature: \_\_\_\_\_

Title: PRESIDENT

Date: FEB 22, 2016

Company/Organization: ALVAND CONSTRUCTION, INC.

**SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER**

Revised 07-09-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected **by the prime contractor within 24 hours after bid opening** by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted **by all bidders within two business days of bid opening** by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
<del>8</del>	<del>Surfacing Game Time</del>	<del>P.O. Box 47 Wellsville, VT 05433</del>			
9	Play E80. Installation	Play Foundation 1338 N. Main St. #K Vista Co. 92083	864076	15%	
8	Surfacing	Robertson 2414 W. 12th Tempe, AZ 85281	667261	25%	

TOTAL % SUBCONTRACTED \_\_\_\_\_

Name of Bidder ALVAND CONSTRUCTION, INC.

Photocopy this form for additional subcontractors.

**DESIGNATION OF SUBCONTRACTORS  
DEPARTMENT OF INDUSTRIAL RELATIONS INFORMATION**

BUSINESS NAME (PRIME)			DIR REGISTRATION NO.			EMAIL ADDRESS <small>(Point of Contact for <u>this</u> Project)</small>		
<b>CLASSIFICATIONS TO BE USED FOR <u>THIS</u> PROJECT:</b>								
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input type="checkbox"/> CARPENTERS	<input type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS	<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC
<input type="checkbox"/> CARPET/LINOLEUM	<input type="checkbox"/> MILLWRIGHTS	<input type="checkbox"/> OPERATING ENG	<input type="checkbox"/> IRON WORKERS	<input type="checkbox"/> PIPE TRADES	<input type="checkbox"/> PLASTERERS	<input type="checkbox"/> PAINTERS	<input type="checkbox"/> ROOFERS	<input type="checkbox"/> SOUND/COMM
<input type="checkbox"/> LABORERS	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER						
<input type="checkbox"/> PILE DRIVERS								
<input type="checkbox"/> SHEET METAL								
<input type="checkbox"/> TILE WORKERS								

BUSINESS NAME (SUB)			DIR REGISTRATION NO.			EMAIL ADDRESS <small>(Point of Contact for <u>this</u> Project)</small>		
<b>CLASSIFICATIONS TO BE USED FOR <u>THIS</u> PROJECT:</b>								
<input type="checkbox"/> ASBESTOS	<input type="checkbox"/> BOILERMAKER	<input type="checkbox"/> BRICKLAYERS	<input type="checkbox"/> CARPENTERS	<input type="checkbox"/> CEMENT MASONS	<input type="checkbox"/> DRYWALL FINISHER	<input type="checkbox"/> DRYWALL/LATHERS	<input type="checkbox"/> ELECTRICIANS	<input type="checkbox"/> ELEVATOR MECHANIC
<input type="checkbox"/> CARPET/LINOLEUM	<input type="checkbox"/> MILLWRIGHTS	<input type="checkbox"/> OPERATING ENG	<input type="checkbox"/> IRON WORKERS	<input type="checkbox"/> PIPE TRADES	<input type="checkbox"/> PLASTERERS	<input type="checkbox"/> PAINTERS	<input type="checkbox"/> ROOFERS	<input type="checkbox"/> SOUND/COMM
<input type="checkbox"/> LABORERS	<input type="checkbox"/> SURVEYORS	<input type="checkbox"/> TEAMSTER						
<input type="checkbox"/> PILE DRIVERS								
<input type="checkbox"/> SHEET METAL								
<input type="checkbox"/> TILE WORKERS								

**Photocopy this form for additional subcontractors.**

FOR: Spring Valley Community Park Improvements, Oracle Project No. 1019462

Accompanying this proposal is BID BOND  
in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$  
\_\_\_\_\_)," "cashier's check," "certified check," or "bidder's bond," as the case may be).

The names of all persons interested in the foregoing proposal as principals are as follows:

**IMPORTANT NOTICE** If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

'CHRIS' ASHTARI, PRESIDENT - MANAGER - SECRETARY - TREASURER

Licensed in accordance with an act providing for the registration of Contractors,

License No. 628799 Classification (s) A, B Exp. Date AUG 31, 2017

Warning – If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.

By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

( ALVAND CONSTRUCTION, INC. )

Legal Name of Bidder

SIGN  
HERE

(  
(  
(  
(  
(  
(

by



(SEAL)

Signature

PRESIDENT

Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 12344 OAK KNOLL RD. #G1, POWAY, CA 92064

Telephone ( 858 ) 668-2830

Fax ( 858 ) 668-2832

E-Mail address ALVAND77@GMAIL.COM

Dated FEN 22, 20 16, at SAN DIEGO California

**BIDDER/OFFEROR DVBE INFORMATION  
(DUE WITHIN TWO (2) DAYS OF BID OPENING)**

DATE: FEB 22, 2016

Bid/Offer No.: 7249

PROJECT TITLE: Spring Valley Park Improvements Project

Project/Activity No.: CA 1019462  
~~7249~~

BIDDER/OFFEROR: ALVAND CONSTRUCTION, INC.

BIDDER/OFFEROR REPRESENTATIVE: 'CHRIS' ASHTARI

ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL	NAME OF CERTIFIED DVBE (PRIME, SUBCONTRACTOR, VENDOR) TO BE USED INCLUDING ADDRESS, TELEPHONE AND CERTIFICATION NUMBER.	DOLLAR AMOUNT TO BE PAID THIS DVBE
	<i>None</i>		
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME/SUBCONTRACTOR/VENDOR)			\$

COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION.

CALCULATION		
Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid/Offer}} \times 100 = \text{Percent of Utilization}$	3%
	$\text{_____} \times 100 = \text{_____} \%$	*See DVBE Participation information sections for further information.

**PART IIA**

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL  
BIDDERS WHO FAIL TO MEET A DVBE GOAL FOR PUBLIC WORK PROJECTS  
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT  
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB  
WITHIN TWO (2) BUSINESS DAYS OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page 2-28) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met. These documents cannot be submitted in lieu of pages 2-30 to 2-32, but may supplement page 2-28).

COUNTY OF SAN DIEGO

**Disabled Veteran Business Enterprise (DVBE)**  
**"Good Faith Effort" Package**

N/A

**Documentation of Good Faith Effort**

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of "Good Faith Effort" and must be submitted within two (2) business days of Bid opening or the bid may be deemed non-responsive.

Project Title: \_\_\_\_\_

Oracle Project No. : \_\_\_\_\_

Bid/Offer No.: \_\_\_\_\_

Bid/Offer Date: \_\_\_\_\_

Name of Contractor/Firm Submitting Bid/Offer:

\_\_\_\_\_

Please check off the following to insure you have included them in your documentation:

\_\_\_\_ Documentation of "Good Faith Effort" (3 pages, including this page)

\_\_\_\_ Attachment of any additional supporting documentation

**DOCUMENTATION OF GOOD FAITH EFFORT**

List potential DVBEs that the bidder/offeror solicited for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1. <i>None</i>		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

**Solicitations****DVBE Solicitation Sample:**

Bidder/Offeror must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

**DOCUMENTATION OF GOOD FAITH EFFORT**

Identification of (1) all DVBEs who submitted bids or offers, (2) Item of work, supplies or services offered which are not accepted, (3) dollar amounts of the DVBEs bids/offers not accepted, (4) subcontractors and/or vendors who will be used instead of the DVBEs, (5) dollar amounts of these subcontractors and/or suppliers' bids/offers, and (6) the reason for the bidder/offeror not accepting the DVBE's bid/offer. Use additional sheets if necessary.

DVBE Name, Address and Phone No. (1)	Item of Work, Supplies or Services (2)	DVBE Bid/Offer Amount (3)	Name of Subcontractor/ Vendor to be used (4)	Bid/Offer Amount Accepted (5)	Reason DVBE Bid/Offer Not Accepted (6)
<i>None</i>					

END OF PART 2

BOND NO. \_\_\_\_\_

**BIDDER'S BOND**  
KNOW ALL MEN BY THESE PRESENTS:

That we ALVAND CONSTRUCTION, INC. as  
Principal, and NORTH AMERICAN SPECIALTY INSURANCE COMPANY  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the  
County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said  
Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be  
made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of TEN PERCENT OF GREATER AMOUNT BID

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically  
described as follows, for which bids are to be opened on FEBRUARY 22, 2016 for

DATE

**Spring Valley Community Park Improvements, Oracle Project No. 1019462**

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the  
same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be  
specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the  
prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the  
other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and  
remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the  
Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 16TH day of FEBRUARY A.D. 2016

NORTH AMERICAN

SPECIALTY INSURANCE COMPANY

Mark D. Iatarola

MARK D. IATAROLA, ATTORNEY-IN-FACT

Surety

(SEAL) ALVAND CONSTRUCTION, INC.

(SEAL) Keykhosrow Ashtari

(SEAL) KEYKHOSROW ASHTARI, PRESIDENT

Principal

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF \_\_\_\_\_ )

ss

COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year 20\_\_\_\_ before me  
\_\_\_\_\_, a notary public in and for said County and State personally appeared  
\_\_\_\_\_ known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the \_\_\_\_\_ the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of

(b) The Attorney-in-fact must attach

a certified copy of Power of Attorney.

State of California

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
 County of SAN DIEGO )  
 On 2/18/2016 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,  
 Date Here Insert Name and Title of the Officer  
 personally appeared KEYKHOSROW ASHTARI  
 Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Michelle M. Basuil  
 Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: KEYKHOSROW ASHTARI

☒ Corporate Officer — Title(s): PRESIDENT

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT****CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
County of SAN DIEGO )  
On 2/12/2016 before me, MICHELLE M. BASUIL, NOTARY PUBLIC,  
*Date Here Insert Name and Title of the Officer*  
personally appeared MARK D. IATAROLA  
*Name(s) of Signer(s)*

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Michelle M. Basuil  
*Signature of Notary Public*

*Place Notary Seal Above*

**OPTIONAL**

*Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: MARK D. IATAROLA

☐ Corporate Officer — Title(s): \_\_\_\_\_

☐ Partner — ☐ Limited ☐ General

☐ Individual ☒ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

**NAS SURETY GROUP**

**NORTH AMERICAN SPECIALTY INSURANCE COMPANY  
WASHINGTON INTERNATIONAL INSURANCE COMPANY**

**GENERAL POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Schaumburg, Illinois, each does hereby make, constitute and appoint:

JOHN G. MALONEY, HELEN MALONEY, MICHELLE M. BASUIL,

and MARK D. IATAROLA

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

FIFTY MILLION (\$50,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 9<sup>th</sup> of May, 2012:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By

Steven P. Anderson, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company



By

Michael A. Ito, Senior Vice President of Washington International Insurance Company  
& Senior Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 17th day of September, 2015.

**North American Specialty Insurance Company  
Washington International Insurance Company**

State of Illinois  
County of Cook

ss:

On this 17th day of September, 2015, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and Michael A. Ito, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



M. Kenny  
M. Kenny, Notary Public

I, Jeffrey Goldberg, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

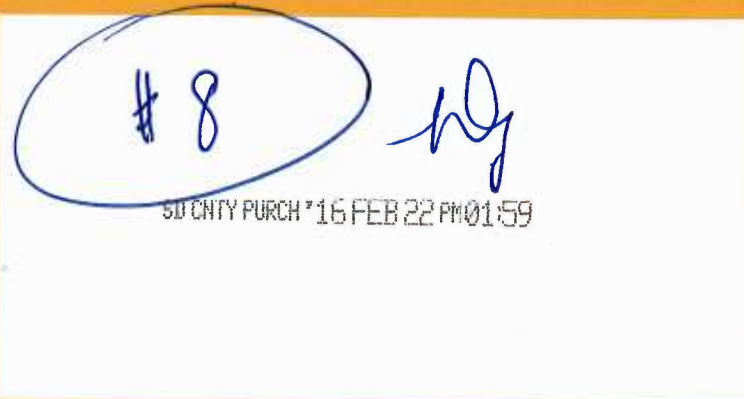
IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 16th day of FEBRUARY, 2016.

Jeffrey Goldberg  
Jeffrey Goldberg, Vice President & Assistant Secretary of  
Washington International Insurance Company & North American Specialty Insurance Company

Next  
Bid



**Sierra Pacific West, Inc.**  
General Engineering Contractor  
P.O. Box 231640  
Encinitas, CA 92303-1640



STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO PROPOSAL TO THE BOARD  
DEPARTMENT OF PARKS AND RECREATION  
5500 OVERLAND AVE, SUITE 410  
SAN DIEGO, CA 92123-1061

**SEALED BID**  
FEBRUARY 22, 2016 AT 2:00 P.M.  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
PROPOSAL TO THE BOARD  
FOR  
SPRING VALLEY COMMUNITY PARK IMPROVEMENTS  
ORACLE PROJECT NO. 1019462  
REQUEST FOR BID NO.: 7249

**A COMMUNITY HOUSING RELATED PARK PROGRAM GRANT PROJECT  
A STATE OF CALIFORNIA ASSISTANCE GRANT OF THE U.S.  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Name of Bidder Sierra Pacific West, Inc.  
Business Address 2125 La Mirada Drive, Vista, California 92081  
Place of Residence San Diego, California

LOCATION

The work to be performed under this Contract is located in the vicinity of Spring Valley, County of San Diego, State of California.

Said work is to be performed in accordance with the Contract and the Special Provisions annexed hereto and including Addenda Nos. 1, 2, and    , and also in accordance with the Standard Specifications of the State of California, Department of Transportation, dated May 2010, the Amendments to said Standard Specifications contained in Part VI of these Contract Documents and the modifications to said Standard Specifications and said Amendments contained in Part VII of these Contract Documents.

The work to be done is shown on plans entitled:

**Spring Valley Community Park Improvements**

By signing this proposal on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this Proposal as Principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said proposal; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to; and the undersigned proposes, and agrees if this Proposal is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

The County may deem non-responsive any bids that contain any mathematical errors.

BASE BID SCHEDULE						
NO.	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
<b>GENERAL REQUIREMENTS</b>						
1	MOBILIZATION	DIV. 1	1	LS	68,207.51	68,207.51
2	TEMP WORK AREA: CL6 CHAIN LINK FENCE	DIV. 1	1	LS	4,235.31	4,235.31
3	BMP – EROSION & SEDIMENT CONTROL MEASURES	DIV. 1	1	LS	7260.53	7,260.53
4	BMP – EROSION & SEDIMENT CONTROL REPORTS	DIV. 1	4	WEEK	363.03	1,452.12
<b>TECHNICAL SPECIFICATIONS</b>						
5	DEMOLITION, CLEARING & GRUBBING	PART V, DIV 2	1	LS	22,678.80	22,678.8
6	UNTREATED BASE	PART V, DIV 2	7,400	SF	5.13	37,962.00
7	CONCRETE MOW CURB (MATCH EXISTING)	PART VIII	100	LF	119.80	11,980.00
8	POURED IN PLACE RUBBERIZED PLAY-GROUND SURFACING	PART V, DIV 2	7,400	SF	13.89	102,786.00
9	PRE-ENGINEERED STRUCTURES	PART V, DIV 2	1	LS	158,873.73	158,873.73
<b>TOTAL BASE BID</b>						418,436.00

ADDITIVE ALTERNATE 1 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	4 LEAVES, 2 GECKOS	DIV. 2	1	LS	1,200.00	1,200.00
					<b>ADDITIVE ALTERNATE 1 TOTAL</b>	1,200.00

NAME OF BIDDER: Sierra Pacific West, Inc.

ADDITIVE ALTERNATE 2 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	6 LEAVES, 4 FROGS	DIV. 2	1	LS	1,200.00	1,200.00
					ADDITIVE ALTERNATE 2 TOTAL	1,200.00

ADDITIVE ALTERNATE 3 SCHEDULE						
NO	DESCRIPTION	SECTION	QTY	UNIT	UNIT \$	TOTAL
1	SHADE BENCH (AT BASKETBALL COURT)	DIV. 2	2	EA	10,920.00	21,840.00
					ADDITIVE ALTERNATE 3 TOTAL	21,840.00

BASE BID TOTAL.....\$ 415,436.00  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 TOTAL.....\$ 416,636.00  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1 AND 2 TOTAL.....\$ 417,836.00  
 BASE BID TOTAL + ADDITIVE ALTERNATE 1, 2 AND 3 TOTAL  
 (TOTAL BID) .....\$ 439,676.00

NAME OF BIDDER: Sierra Pacific West, Inc.

## BID COMPARISON AND AWARD

If this Proposal shall be accepted and the undersigned shall fail to contract as aforesaid and to give in sums as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond, and a Payment Bond as required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3, of the California Civil Code, with surety satisfactory to the Owner within the time specified in Section 3-1.03 of the Standard Specifications after the undersigned has received notice of the award of the Contract from the Owner and that the Contract is ready for signature, the Owner may, at its option, determine that the bidder has abandoned the Contract, and thereupon this Proposal and the acceptance thereof shall be null and void, and the forfeiture of the security accompanying this Proposal shall operate and the same shall be the property of the Owner.

Bids are required for the entire work shown in the Base Bid and for Additive Alternates 1, 2, and 3 Schedules, if any. The lowest bid shall be the lowest bid price for one of the following combinations, taken in order, based on a fund amount of \$350,000:

1. Base Bid
2. Base Bid plus Additive Alternate 1
3. Base Bid plus Additive Alternate 1 and 2
4. Base Bid plus Additive Alternative 1, 2, and 3

The bidder shall set forth for each item of work, in clearly legible figures, a unit price and a total for the item in the respective spaces provided for this purpose. In the case of unit basis items, the amount set forth under the "Total" column shall be the extension of the unit price bid on the basis of the estimated quantity for the item.

The quantities listed in the Proposal are approximate only. Payment for work done will be made at the contract unit prices bid as applied to the quantities actually constructed or installed.

Award of the Contract, if awarded, will be to the lowest responsible bidder, adjusted for Section 3 preferences, if any, for the Total Bid (Base Bid plus Additive Alternate 1), subject to the Owner's right to reject any or all bids, and to waive any informality or irregularity in the bids or bidding. Bids in which the prices are obviously unbalanced or the submittal is incomplete may be rejected. **The County may deem non-responsive any bids that contain any mathematical errors.**

Award of the Contract, if awarded, will be made within seventy-five (75) calendar days from the date specified for the opening of bids.

### PROHIBITED CONTRACTS CERTIFICATION

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or proposal submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist which justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of Section 67 of the San Diego County Administrative Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

### CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

### DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.

## DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.

**NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID**  
(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

State of California                     )  
  ) ss.  
  )  
County of San Diego                 )

In accordance with Title 23 United States Code Section 112 and Public Contract Code 7106, (Name) Thomas L. Brown, being first duly sworn, deposes and says that he or she is (Title) President of (Company) Sierra Pacific West the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I hereby certify, under penalty of perjury, that the foregoing statement is true and correct.

SIGNATURE                     OF                     BIDDER



DATE

February 20, 2016

County of San Diego  
Department of Purchasing and Contracting  
**REPRESENTATIONS AND CERTIFICATIONS**

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**  
☐ For-profit ☒ Non-profit ☐ Government  
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**  
In accordance with Board of Supervisors Policy A-78, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**  
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
  - 3.1. Are you a small business with:  
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
  - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
  - 3.3. Are you certified by the State of California as a:  
☐ Disabled Veteran Business Enterprise (DVBE)  
Certification #: \_\_\_\_\_  
☒ Small Business Enterprise (SBE)  
Certification #: 1029479  
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.  
<http://www.dgs.ca.gov/ed/Programs/OSDS.aspx>
  - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**  
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
  - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
  - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
5. **CERTIFICATE OF CURRENT COST OR PRICING**  
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**  
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
  - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
  - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
  - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

**CERTIFICATION**

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Thomas L. Brown

Signature: Thomas L. Brown

Title: President

Date: February 20, 2016

Company/Organization: Sierra Pacific West, Inc.

**SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER**

Revised 07-09-14

### **DESIGNATION OF SUBCONTRACTORS**

Set forth below is the completed Designation of Subcontractors form listing whom the Bidder proposes to subcontract portions of the work in excess of one-half of one percent of the total bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the total bid or \$10,000, whichever is greater, and the portion of the work which will be done by each Subcontractor for each subcontract.

The Bidder's attention is directed to the provision titled "Subcontracting" of the Special Provisions contained in these Contract Documents.

NOTE: The Bidder understands that if the Bidder fails to specify a Subcontractor for any portion of the work to be performed under the contract in excess of one-half of one percent of the bid, or, in the case of construction of streets or highways, including bridges, in excess of one-half of one percent of the bid or \$10,000, whichever is greater, the Bidder shall be deemed to have agreed to perform such portion, and that the Bidder shall not be permitted to sublet or subcontract that portion of the work except in cases of public emergency or necessity, and then only after a finding, reduced to writing as a public record of the Awarding Authority, setting forth the facts constituting the emergency or necessity in accordance with the provision of the Subletting and Subcontracting Fair Practices Act (Section 4100 et seq. of the California Public Contract Code).

Unless changed in the Special Provisions, at least 50 percent of the original contract price shall be performed by the Contractor's own organization.

The "Business Name and Address", the "Portion of Work to be Contracted" and the "CSLB License No." that will be done by each subcontractor are required at the time of bid submittal. An inadvertent error in listing the California contractor license number must be corrected **by the prime contractor within 24 hours after bid opening** by email to the Procurement Contracting Officer listed as contact for this RFB, provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor, or else the bid may be determined non-responsive. The remainder of the information shall be submitted **by all bidders within two business days of bid opening** by e-mail to said Procurement Contracting Officer.

**If no Subcontractors are to be employed on the project, enter the word "NONE".**

**DESIGNATION OF SUBCONTRACTORS**

PORTION OF WORK TO BE SUBCONTRACTED		BUSINESS NAME AND ADDRESS [Street, City, State, Zip]	CSLB LICENSE NO.	PERCENTAGE OF TOTAL CONTRACT	DIR REGISTRATION NO.
BID SCHED & ITEM NO.	DESCRIPTION OF WORK (Indicate if work includes only a portion of the bid item)				
8,9, ALT 1 & ALT 2	PLAY STRUCTURES AND SURFACING	GREAT WESTERN PARK & PLAYGROUND P.O. BOX 97 WELLSVILLE/UT/ 84339	841300027 & 929912		

TOTAL % SUBCONTRACTED \_\_\_\_\_

Name of Bidder Sierra Pacific West, Inc. Photocopy this form for additional subcontractors.

**DESIGNATION OF SUBCONTRACTORS**  
**DEPARTMENT OF INDUSTRIAL RELATIONS INFORMATION**

BUSINESS NAME (PRIME)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for <u>this</u> Project)</small>	
Sierra Pacific West, Inc.		1000003683		tbrown@sierrapacificwest.com	
<b>CLASSIFICATIONS TO BE USED FOR <u>THIS</u> PROJECT:</b>					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/LINOLEUM	<input checked="" type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input checked="" type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input checked="" type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS			<input checked="" type="checkbox"/>	CARPENTERS
				<input type="checkbox"/>	DRYWALL/LATHERS
				<input type="checkbox"/>	IRON WORKERS
				<input type="checkbox"/>	PAINTERS
				<input type="checkbox"/>	ROOFERS
				<input type="checkbox"/>	TEAMSTER
BUSINESS NAME (SUB)		DIR REGISTRATION NO.		EMAIL ADDRESS <small>(Point of Contact for <u>this</u> Project)</small>	
GREAT WESTERN Park & Play Ground		10000028191		KJ@GWPARK.COM	
<b>CLASSIFICATIONS TO BE USED FOR <u>THIS</u> PROJECT:</b>					
<input type="checkbox"/>	ASBESTOS	<input type="checkbox"/>	BOILERMAKER	<input type="checkbox"/>	BRICKLAYERS
<input type="checkbox"/>	CARPET/LINOLEUM	<input type="checkbox"/>	CEMENT MASONS	<input type="checkbox"/>	DRYWALL FINISHER
<input type="checkbox"/>	ELECTRICIANS	<input type="checkbox"/>	ELEVATOR MECHANIC	<input type="checkbox"/>	GLAZIERS
<input checked="" type="checkbox"/>	LABORERS	<input type="checkbox"/>	MILLWRIGHTS	<input type="checkbox"/>	OPERATING ENG
<input type="checkbox"/>	PILE DRIVERS	<input type="checkbox"/>	PIPE TRADES	<input type="checkbox"/>	PLASTERS
<input type="checkbox"/>	SHEET METAL	<input type="checkbox"/>	SOUND/COMM	<input type="checkbox"/>	SURVEYORS
<input type="checkbox"/>	TILE WORKERS			<input type="checkbox"/>	CARPENTERS
				<input type="checkbox"/>	DRYWALL/LATHERS
				<input type="checkbox"/>	IRON WORKERS
				<input type="checkbox"/>	PAINTERS
				<input type="checkbox"/>	ROOFERS
				<input type="checkbox"/>	TEAMSTER

Photocopy this form for additional subcontractors.

FOR: Spring Valley Community Park Improvements, Oracle Project No. 1019462

Accompanying this proposal is Bidders Bond  
in amount equal to at least ten percent of total of the bid. (NOTICE: Insert the words "cash (\$  
10%), "cashier's check," "certified check," or "bidder's bond," as the case may be).

The names of all persons interested in the foregoing proposal as principals are as follows:

**IMPORTANT NOTICE** If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a copartnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

Sierra Pacific West, Inc.

Sandra L. Brown CEO/SEC

Thomas L. Brown President

Licensed in accordance with an act providing for the registration of Contractors,

License No. 597852 Classification (s) A Exp. Date 7/2016

Warning – If an addendum or addenda have been issued by the County and not noted in the Proposal to the Board on page 2-2 as being received by the bidder, this Proposal may be rejected.

I hereby certify, under penalty of perjury, that the foregoing proposal to the Board is true and correct.  
By my signature on this proposal I further certify, under penalty of perjury under the laws of the State of California and United States of America, that the Title 23 United States Code, Section 112 Non-Collusion Affidavit and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

( Sierra Pacific West, Inc. )

Legal Name of Bidder

SIGN  
HERE

(  
(  
(  
(  
(  
(



by Thomas L. Brown  
Signature

(SEAL)

President

Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a copartnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the copartnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 2125 La Mirada Drive Vista, California 92081

Telephone ( 760 ) 599-0755 Fax ( 760 ) 599-0668

E-Mail address tbrown@sierrapacificwest.com

Dated February 20, 2016, at Vista California

BOND NO. N/A

**BIDDER'S BOND**  
KNOW ALL MEN BY THESE PRESENTS:

That we..... Sierra Pacific West, Inc. .... as  
Principal, and..... Western Surety Company .....  
as Surety, are held and firmly bound unto the County of San Diego, a political subdivision of the State of California, hereinafter called the County, in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the Surety hereunder exceed the sum of..... Ten Percent (10%) of Bid Amount .....

**THE CONDITION OF THIS OBLIGATION IS SUCH,**

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on February 18, 2016 for

DATE

Spring Valley Community Park Improvements, Oracle Project No. 1019462

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefor, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgement is recovered, the Surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 16th day of February A.D. 2016

Western Surety Company

By Maria Guise

Maria Guise, Attorney-in-Fact

Surety

(SEAL) Sierra Pacific West, Inc.

(SEAL) By Thomas L. Brown

(SEAL) Thomas L. Brown, President

Principal

**ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY**

STATE OF .....

COUNTY OF .....

On this ..... day of ..... in the year 20..... before me

..... a notary public in and for said County and State personally appeared  
..... known to me (or proved to me on the basis of satisfactory evidence) to be the person whose  
name is subscribed to the within instrument as the attorney-in-fact of the ..... the corporation named as Surety in said  
instrument, and acknowledged to me that he subscribed the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for Surety must be properly acknowledged. Notary Public In and for the County of

(b) The Attorney-in-fact must attach

a certified copy of Power of Attorney.

..... State of California

\*See attached California All-Purpose Acknowledgment\*

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT****CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )

County of Orange )On FEB 16 2016 before me, Rhonda C. Abel, Notary Public,

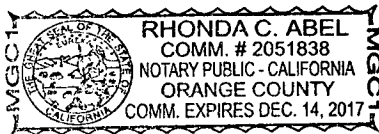
Date

*Here Insert Name and Title of the Officer*personally appeared Maria Guise*Name(s) of Signer(s)*

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that ~~he~~/she/~~they~~ executed the same in ~~his~~/her/~~their~~ authorized capacity(ies), and that by ~~his~~/her/~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *[Signature]*  
*Signature of Notary Public**Place Notary Seal Above***OPTIONAL**

*Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_☐ Partner — ☐ Limited ☐ General☐ Individual ☒ Attorney in Fact☐ Trustee ☐ Guardian or Conservator☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_☐ Partner — ☐ Limited ☐ General☐ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian or Conservator☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Michael D Parizino, Rhonda C Abel, James A Schaller, Jeri Apodaca, Maria Guise, Rachelle Rheault, Kim Luu, Individually**

of Newport Beach, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 7th day of January, 2016.



WESTERN SURETY COMPANY

Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 7th day of January, 2016, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2021



J. Mohr, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this FEB 16 2016 day of FEB 16 2016.



WESTERN SURETY COMPANY

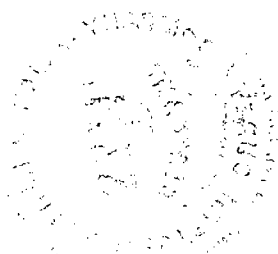
L. Nelson, Assistant Secretary

**Authorizing By-Law**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

## CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California )

County of SAN DIEGO )

On FEBRUARY 16, 2014 before me, KAY MCCAIN, NOTARY,  
(here insert name and title of the officer)

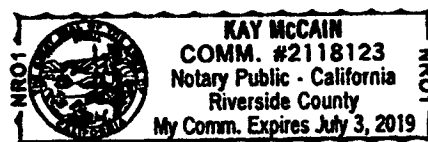
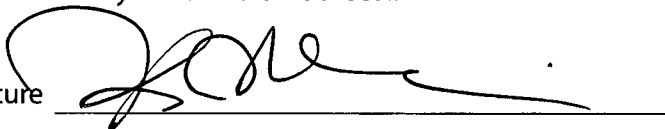
personally appeared THOMAS L. BROWN

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



(Seal)

### OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

#### Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document titled/for the purpose of \_\_\_\_\_

containing \_\_\_\_\_ pages, and dated \_\_\_\_\_

The signer(s) capacity or authority is/are as:

- ☐ Individual(s)  
☐ Attorney-in-Fact  
☐ Corporate Officer(s) \_\_\_\_\_  
Title(s) \_\_\_\_\_

- ☐ Guardian/Conservator  
☐ Partner - Limited/General  
☐ Trustee(s)  
☐ Other: \_\_\_\_\_

representing: \_\_\_\_\_  
Name(s) of Person(s) or Entity(ies) Signer is Representing

#### Additional Information

##### Method of Signer Identification

Proved to me on the basis of satisfactory evidence:  
☒ form(s) of identification ☐ credible witness(es)

Notarial event is detailed in notary journal on:

Page # \_\_\_\_\_ Entry # \_\_\_\_\_

Notary contact: \_\_\_\_\_

##### Other

☐ Additional Signer(s) ☐ Signer(s) Thumbprint(s)

☐ \_\_\_\_\_

**BIDDER/OFFEROR DVBE INFORMATION  
(DUE WITHIN TWO (2) DAYS OF BID OPENING)**

DATE: \_\_\_\_\_ Bid/Offer No.: \_\_\_\_\_

PROJECT TITLE: \_\_\_\_\_ Project/Activity No.: \_\_\_\_\_

BIDDER/OFFEROR: \_\_\_\_\_

BIDDER/OFFEROR REPRESENTATIVE: \_\_\_\_\_

ITEM NO.	DESCRIPTION OF WORK, SERVICE OR MATERIAL	NAME OF CERTIFIED DVBE (PRIME, SUBCONTRACTOR, VENDOR) TO BE USED INCLUDING ADDRESS, TELEPHONE AND CERTIFICATION NUMBER.	DOLLAR AMOUNT TO BE PAID THIS DVBE
TOTAL DOLLARS TO CERTIFIED DVBE (PRIME/SUBCONTRACTOR/VENDOR)			\$

**COMPUTATION OF UTILIZATION AND COMPARISON WITH THE DVBE PARTICIPATION.**

CALCULATION		
Disabled Veterans	$\frac{\text{Total Amount to DVBE}}{\text{Total Bid/Offer}} \times 100 = \text{Percent of Utilization}$	3%
	_____ x 100 = _____ %	*See DVBE Participation information sections for further information.

**PART IIA**

**DOCUMENTS TO BE EXECUTED AND SUBMITTED BY ALL  
BIDDERS WHO FAIL TO MEET A DVBE GOAL FOR PUBLIC WORK PROJECTS  
ESTIMATED (BY THE COUNTY) TO BE BETWEEN \$500,000 AND \$1 MILLION**

**(SHALL BE SUBMITTED BY E-MAIL TO THE PROCUREMENT  
CONTRACTING OFFICER LISTED AS CONTACT FOR THIS RFB  
WITHIN TWO (2) BUSINESS DAYS OF THE BID OPENING)**

(Bidders are cautioned that even if their BIDDER DVBE INFORMATION form (page 2-28) indicates the stated DVBE participation has been met, all bidders should still consider submitting Documentation of Good Faith Effort. Submittal of satisfactory Documentation of Good Faith Effort will protect eligibility for award of a contract in the event the County, in its review, finds that the stated DVBE participation has not been met. These documents cannot be submitted in lieu of pages 2-30 to 2-32, but may supplement page 2-28).

**COUNTY OF SAN DIEGO**

**Disabled Veteran Business Enterprise (DVBE)**  
**"Good Faith Effort" Package**

**Documentation of Good Faith Effort**

The DVBE Cover Sheet is to be attached for the required certified DVBE documentation of "Good Faith Effort" and must be submitted within two (2) business days of Bid opening or the bid may be deemed non-responsive.

Project Title: \_\_\_\_\_

Oracle Project No. : \_\_\_\_\_

Bid/Offer No.: \_\_\_\_\_

Bid/Offer Date: \_\_\_\_\_

Name of Contractor/Firm Submitting Bid/Offer:

\_\_\_\_\_

Please check off the following to insure you have included them in your documentation:

\_\_\_\_ Documentation of "Good Faith Effort" (3 pages, including this page)

\_\_\_\_ Attachment of any additional supporting documentation

**DOCUMENTATION OF GOOD FAITH EFFORT**

List potential DVBEs that the bidder/offeror solicited for participation in this contract along with dates.

Certified DVBE Firm Name and Certification No.	Date and Method of Contact (Mail, Fax, Telephone, etc.)	Responded (Yes/No)
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

**Solicitations****DVBE Solicitation Sample:**

Bidder/Offeror must attach a sample of the solicitation sent to certified DVBE firms. If phone contact was made, document conversation: date, time, contact person, and business opportunities discussed.

**DOCUMENTATION OF GOOD FAITH EFFORT**

Identification of (1) all DVBEs who submitted bids or offers. (2) Item of work, supplies or services offered which are not accepted, (3) dollar amounts of the DVBEs bids/offers not accepted, (4) subcontractors and/or vendors who will be used instead of the DVBEs, (5) dollar amounts of these subcontractors and/or suppliers' bids/offers, and (6) the reason for the bidder/offeror not accepting the DVBE's bid/offer. Use additional sheets if necessary.

DVBE Name, Address and Phone No. (1)	Item of Work, Supplies or Services (2)	DVBE Bid/Offer Amount (3)	Name of Subcontractor/ Vendor to be used (4)	Bid/Offer Amount Accepted (5)	Reason DVBE Bid/Offer Not Accepted (6)

END OF PART 2



# County of San Diego

JOHN M. PELLEGRINO  
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING  
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204  
Phone (858) 505-6367 Fax (858) 715-6452

ALLEN R. HUNSBERGER  
Assistant Director

February 12, 2016

**ADDENDUM NO. 1  
REQUEST FOR BID (RFB) 7249  
DEPARTMENT OF PARKS & RECREATION  
SPRING VALLEY COMMUNITY PARK PLAYGROUND IMPROVEMENTS**

Addendum No. 1 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

**BID DUE DATE HAS BEEN CHANGED:**

BID OPENING: Monday, February 22, 2016 at 2:00 p.m.

**Questions & Answers**

Q1. I just wanted to verify, one place I saw this project advertised as having a synthetic turf field but the documents I am finding are for erosion control and rubberized surfacing.

**A1. See modification 1 below.**

Q2. SpectraTurf would like to submit our SpectraPour Safety Surfacing as an equal to the specified product on this project. You will find that our SpectraPour system meets and/or exceeds the specification. We would ask for some leniency on the specification requirement that these submissions be made 10 days prior to bid, based on the fact that the job walk was not held until 9 days prior to bid. Meaning substitutions would have had to have been submitted prior to the knowledge of the full scope of the work and requirements that were given at the job walk. CLARIFICATION REQUIRED: The specification for the project calls out standard polyurethane resin (Aromatic) OR Aliphatic Resin for the surfacing.

1. There is no benefit or need to use Aliphatic (UV-Stabilized) Resin in the base (cushion layer). It's use in the base layer WILL add considerable costs to the project.

2. The wear layer can be either of the resins noted, but in order to properly bid, the type of resin in the wear layer needs to be clarified as Aliphatic Resin in considered and upgrade and is much higher in costs.

**A2. Please bid per specification.**

Q3. Need sizes and sketches of the 4 leaves, 2 geckos in Add Alt 1 and 6 leaves, 4 frogs in Add Alt 2 to determine the level of detail and difficulty for an accurate cost estimate. Can you provide those?

**A3. Please contact the designer of this pattern for detailed information in regards to the rubber surface patterns. The contact information is:**

KJ LeCesne  
Great Western Park and Playground GameTime  
p:(619) 876-6623  
KJ@gwpark.com

Q4. In reviewing the specs and plans online I was unable to find any reference to the scoreboard mentioned on page 10 of the Contract Documents for Construction. Can you please direct me to the specs/plans showing the scoreboard on the project? Any help would be appreciated.

**A4. See modification 1 below.**

Q5. I have a couple of questions about playground surfacing and a request to be designated as a qualified Playground Surfacing supplier.

1. What are the critical fall heights (CFH) of the equipment in and their respective use zones in SF? CFH determines the thickness of the rubber and factors greatly into the cost.
2. It appears the structure that is to remain in place is an 8' CFH (requires 3.5" thick) and the area is approx. 3,400 SF and the new equipment is lower at approximately 4' or 5' CFH (requires 2" or 2.5" thick) for the remainder of the total SF at 4,000 SF. Is this accurate? Do you want more variable thicknesses than that? Do you have the 7,400 SF total broken down into CFH areas?

Will you please designate TotTurf TPV Aliphatic as pre-approved as equal to the specification? (see below for specs and qualifying statements.

**A5. Bid per spec. No substitutions can be approved at this time. Please contact the designer for detailed information in regards to the rubber areas and thicknesses. The contact information is:**

KJ LeCesne  
Great Western Park and Playground GameTime  
p:(619) 876-6623  
KJ@gwpark.com

Q6. SpectraTurf would like to submit our SpectraPour Safety Surfacing as an equal to the specified product on this project. You will find that our SpectraPour system meets and/or exceeds the specification. We would ask for some leniency on the specification requirement that these submissions be made 10 days prior to bid, based on the fact that the job walk was not held until 9 days prior to bid.

Meaning substitutions would have had to have been submitted prior to the knowledge of the full scope of the work and requirements that were given at the job walk.

**A6. Unfortunately we cannot accept alternate products at this time due to the pre-bid approved equal submittal needing to be submitted 10-days or greater to the bid opening date.**

Q7. I would like to request that the license classification that is acceptable for this project be modified to add either a "B" general license or a "D-34"/"D-12" prefabricated equipment/ synthetic surfacing due to the fact that this project has over three trades associated with it which include demolition, prefabricated equipment, concrete, and landscaping. As well this project has a permitted structure on it that is a carpentry trade which allows a B general to hold a prime contract. If not than at least a D-34 and D-12 due to the rubber surfacing and playground installation which is over 80% of the work involved? I have performed several park replacements and have also attached a letter from the CSLB which clarifies the D34 and A difference from there perspective. Thank you for your consideration and I await your response. Thank you. So to clarify a contractor with a D-34 can bid as the prime on this job?

**A7. A CA License D-34 will be acceptable for the installation of the prefabricated materials. A CA License D-12 will not be accepted for this project. Yes. A Class "D-34" and a Class "B" will be included as an acceptable license.**

Q8. Question: Per Part 8-2 of the specifications, it states that "the material supplier is to provide a Certified Safety Playground Inspector to approve the layout of the equipment and elevations prior to the placement of concrete". Please see the response below from KJ LeCesne of Gametime. Can you please confirm if his response will meet this requirement or if the Contractor is required to provide a Third Party Inspector in order to do so? Answer: I will be available to coordinate the layout of the playground. There will be no inspection done at that time, I will just confirm it is to the manufacturers specification and detail.

**A8. Since the manufacturer will coordinate the layout, an inspection is not required. Please leave it as is.**

Q9. Can you please clarify if SpectraTurf has been determined to be an "or equal" safety surfacing to the specified "Flexground" per our request? As we are a specialty sub-contractor local Southern California manufacturer/installer of safety surfacing and a competitor to the specified manufacturer "Flexground", we were trying to get accepted as an equal. We cannot install Flexground, nor can Flexground install our product lines.

**A9. The sole callout of Flexground shall be deleted from the specification.**

## **MODIFICATIONS:**

- 1. Ref.: Bid Book Part 1, Page 1-4, 2<sup>nd</sup> paragraph.**

**Delete:** "Work to be Done consists in general, furnish all labor, equipment and materials for the Spring Valley Community Park Improvements Project that consists of demolition of two existing non-irrigated dirt baseball ball fields, chain link fence, bleachers and adjacent parking areas and

construction of a new full-size artificial turf multi-use field with fencing, backstops, scoreboard, bleachers, dugouts, moveable soccer goals, ADA accessible concrete walkways, permeable asphalt paving, striping, landscape and irrigation. The bidder shall submit the following fifteen (15) days prior to bid opening.”

**Add:** “Work to be Done consists in general, furnish all labor, equipment and materials for the Spring Valley Community Park Improvements Project that consists of demolition of concrete flatwork, existing 2 to 5 year old playground structure that includes footings, capping irrigation lines, removal of existing playground woodchips, trees, curb, existing concrete ramp into 2 to 5 year old playground, new all-inclusive playground structure with new ADA access and rubberized playground surfacing.”

## **2. Ref.: Bid Book Part 5, Page 5-5, Work Restrictions**

**Delete:** “On-Site Work Hours: Work shall be generally performed during normal business working hours of 7:00 a.m. to 5:00 p.m., Monday through Friday, except if otherwise indicated. If more than one shift or weekend work is required to achieve Milestone deadline dates, notify owner prior to bid opening. Owner will grant via Addendum for extended work hours to be part of this contract.”

**Add:** “On-Site Work Hours: Work shall be generally performed during normal business working hours of 7:00 a.m. to 5:00 p.m., Monday through Friday, except as deemed required to complete the construction to achieve the Milestone deadline dates. County shall be notified 48-hours prior to shift changes that involve weekends and hours outside normal business hours.

## **3. Ref.: Bid Book Part 1, Page 1-2**

**Delete:** “The Contractor shall possess, at the time of submitting the bid, a California contractor's License, Classification A, General Engineering Contractor.”

**Add:** “The Contractor shall possess, at the time of submitting the bid, a California contractor's License,

- Classification A, General Engineering Contractor
- Classification B, General Building Contractor
- Classification D-34, Prefabricated Equipment Contractor”

## **4. Ref.: Bid Book Index – 5**

**Ref.: Bid Book Part 4, Page 4-10**

**Delete:** “MILESTONE NO. 3: Due date is April 30, 2016”

**Add:** “MILESTONE NO. 3: Due date is April 22, 2016”

## **5. Ref.: Bid Book Part 4, Page 4-2, Beginning of work, Time of Completion and Liquidated Damages, 2<sup>nd</sup> paragraph**

**Delete:** “The Contractor shall begin work within fifteen (15) calendar days after receiving the Notice to Proceed and shall diligently prosecute this Contract to completion before expiration of 30 working days starting on the 15th day after receipt of said notice by the Contractor.”

**Add:** ““The Contractor shall begin work within fifteen (15) calendar days after receiving the Notice to Proceed and shall diligently prosecute this Contract to completion on or before **April 22, 2016**,  
**Milestone 3.**”

If you have any questions, please contact Kymeshia Morris, Procurement Contracting Officer at (858) 505-6821, or by email at [Kymeshia.Morris@sdcounty.ca.gov](mailto:Kymeshia.Morris@sdcounty.ca.gov).



# County of San Diego

JOHN M. PELLEGRINO  
DIRECTOR

DEPARTMENT OF PURCHASING AND CONTRACTING  
5560 OVERLAND AVENUE, SUITE 270, SAN DIEGO, CALIFORNIA 92123-1204  
Phone (858) 505-6367 Fax (858) 715-6452

ALLEN R. HUNSBERGER  
Assistant Director

February 16, 2016

**ADDENDUM NO. 2  
REQUEST FOR BID (RFB) 7249  
DEPARTMENT OF PARKS & RECREATION  
SPRING VALLEY COMMUNITY PARK PLAYGROUND IMPROVEMENTS**

Addendum No. 2 forms a part of the contract documents and changes the original documents only in the manner and to the extent stated.

## **QUESTIONS & ANSWERS**

Q1. Can I please get a top view and/or rendering for all the playground equipment for this job please?

**A1. See the attached top view sitemaps.**

Q2. The plans call for storm drain, irrigation and landscaping work, but the bid schedule doesn't include line items for these scopes of work. Where should we include that cost or are these scopes of work not to be included?

**A2. Please refer to the questions and answers in Addendum 1 that modify the scope .**

Q3. Is the Designation of Subcontractors DIR Information form due at bid time or can it be submitted within 24 hours after the bid opening?

**A3. Ref. Part II, Documents to be Executed by Bidder, Designation of Subcontractors, Page 1-13, No. 4, DVBE Subcontractor Documentation states the "Designation of Subcontractors" form is due at the time of the bid.**

Q4. Reclaimed water was a topic of conversation at the job walk. Please provide formal direction regarding reclaimed water use.

**A4. Part 5, Page 5-58, Section 01500, "Temporary Facilities and Controls" under "Use Charges" states that the contractor shall utilize recycled water for construction.**

- **Delete: "recycled water"**

- **Add: “offsite potable water”**

**Contractor can utilize existing hose connections at the restroom and utilize existing restrooms next to the gazebo (not in the community center) for construction.**

Q5. I am writing to inquire about the opportunity to be specified and be able to bid for the synthetic multipurpose field renovation in the Spring Valley Park development. Is there any particular synthetic turf supplier specified? If so, may we submit a substitution request?

**A5. This was addressed by the modification of the scope of work in Addendum 1.**

## **MODIFICATIONS**

### **1. Ref.: Bid Book Part 4, Page 4-13, No. 22.**

**Delete:** Part 4, No. 22 in its entirety.

If you have any questions, please contact Kymeshia Morris, Procurement Contracting Officer at (858) 505-6821, or by email at [Kymeshia.Morris@sdcounty.ca.gov](mailto:Kymeshia.Morris@sdcounty.ca.gov).